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JOURNAL
OF THE
S E N A T E
OF THE
STATE OF NEW YORK
AT THEIR
ONE HUNDRED AND FORTY-FOURTH SESSION

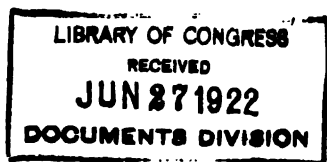
**Begun and Held at the Capitol, in the City of Albany,
on Wednesday, the Fifth Day of January, 1921**

VOLUME II



ALBANY
J. B. LYON COMPANY, PRINTERS
1921

Def.
v. g. e.
H. B.
H. B. Lyon & Co. Albany, N. Y.



APRIL 4]

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The Senate bill (No. 991, Int. No. 874) entitled "An act to amend the Greater New York charter, in relation to establishing a park keeper force, and to repeal section three hundred and thirteen of such charter," having been announced for third reading, Mr. Harris moved that said bill be recommitted to the committee on affairs of cities with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Mullan, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1408, Int. No. 550) entitled "An act to amend the Conservation Law, in relation to the regulation of the flow of rivers and streams by reservoirs," having been announced for third reading, Mr. Pitcher moved that said bill be recommitted to the committee on conservation with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Thompson, from the committee on conservation, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER

March 23, 1921.

To the Senate:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Senate bill (No. 896, Int. No. 433) entitled "An act to amend the Agricultural Law, in relation to cattle."

NATHAN L. MILLER.

Mr. Ferris moved to reconsider the vote by which said bill was passed.

The President put the question whether the Senate would agree to reconsider the vote by which said bill was passed, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Thayer
Baumes	Duell	Katlin	Meyer	Thompson
Bloomfield	Duggan	havanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Davenport	Harris	McGarry	Swift	Wiswall
Downing	Hewitt			

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Mr. Ferris moved that said bill be recommitted to the committee on agriculture with instructions to said committee to report the same forthwith, amended as follows:

Page 5, strike out section four, make section five read section four.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Ferris, from the committee on agriculture, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Ferris moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 1507, Int. No. 347) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article seven of the Constitution, in relation to the forest preserve," and that the said bill be amended, reprinted and recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Pitcher moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 1289, Int. No. 1091) entitled "An act to amend the Stock Corporation Law, in relation to corporations having shares of capital stock without nominal or par value, and the amendment of certificates of incorporation to permit the issuance of such shares," and that

the said bill be amended, reprinted and recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Thayer moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 1554, Int. No. 1258) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Bradley and Weed, Incorporated, against the State for loss, damage and expense sustained because of the disallowance of certain items alleged to be a part of the actual and necessary cost of the performance of certain contracts in connection with the reconstruction, extension and completion of the Potsdam State Normal and Training School," that the said bill be amended, the title being amended to read as follows:

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Bradley and Weed, Incorporated, against the State for loss, damage and expense sustained because of the disallowance of certain items alleged to be a part of the actual and necessary cost and expense of the performance of certain contracts in connection with the reconstruction, extension and completion of the Potsdam State Normal and Training School."

and that the same be reprinted and recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Pitcher moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 1266, Int. No. 942) entitled "An act to amend the Election Law, in relation to voting by mail at official primaries," and that the said bill be amended, reprinted and recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Tolbert moved that the committee of the whole be discharged from the consideration of Senate bill (No. 1247, Int. No. 1059) entitled "An act to incorporate The Corner House,"

and that the said bill be amended, reprinted and recommitted to the committee of the whole.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Davenport moved that the committee of the whole be discharged from the consideration of Senate bill (No. 598, Int. No. 544) entitled "An act to provide for a department of public health in and for second and third class cities," and that the said bill be amended, reprinted and recommitted to the committee on affairs of cities.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Gibbs moved that the committee on public health be discharged from the consideration of Assembly bill (No. 1569, Rec. No. 256) entitled "An act to amend chapter four hundred and eleven of the Laws of nineteen hundred and seventeen, entitled 'An act to provide for the registration and supervision of laboratories where live pathogenic germs are handled, and to prevent the use of bacteria for criminal purposes, and to eliminate careless methods of transporting live germs.'"

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Gibbs, and by unanimous consent, said bill was substituted for Senate bill (No. 770, Int. No. 698), now in the committee of the whole.

Mr. Gibbs moved that the committee on public health be discharged from the consideration of Assembly bill (No. 946, Rec. No. 239) entitled "An act to amend the Public Health Law, in relation to consolidated health districts."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Gibbs, and by unanimous consent, said bill was substituted for Senate bill (No. 771, Int. No. 699), now in the committee of the whole.

Mr. Ferris offered a resolution, in the words following:

Resolved (if the Assembly concur), That a joint committee of the Senate and Assembly be and hereby is created, to consist of three members of the Senate, to be designated by the Temporary President of the Senate, and four members of the Assem-

bly, to be designated by the Speaker of the Assembly, to make an examination of the Farms and Markets Law, the Agricultural Law and other laws relating to or affecting the production, distribution and marketing of farm products and the operation of such laws and to recommend a recodification and revision thereof; to inquire into the administration of such laws by the Department of Farms and Markets, to make a survey of the organization of said department and to recommend such changes in such organization by legislation or otherwise as, in the opinion of said committee, will tend to greater efficiency and economy in such administration.

Resolved, That such committee be and hereby is authorized to choose from its members a chairman and a vice-chairman, to employ counsel and such other assistants as it may deem necessary for the prosecution of its work, to sit at any place or places within the State, or take and hear proofs and testimony, subpoena and compel the attendance of witnesses and the production of books, records, papers and documents, and otherwise have all the powers of a legislative committee as provided by the Legislative Law.

Resolved, That such committee be required to report to the Legislature on or before February fifteenth, nineteen hundred and twenty-two, and to accompany its report with such bills as it may deem proper to carry its recommendations into effect; and

Resolved, That the sum of fifteen thousand dollars, or so much thereof as may be necessary, be and hereby is appropriated from the funds set aside for the contingent expenses of the Legislature, for the necessary expenses of such committee, to be paid by the Treasurer upon vouchers certified and approved as prescribed by law.

Ordered, That said resolution be referred to the committee on finance.

Mr. Straus offered a resolution, in the words following:

Whereas, Several bills are now pending before the Legislature to compel owners and operators of automobiles to provide indemnity bonds or liability insurance or compensation insurance as a prerequisite to registration; and

Whereas, There is a wide divergence of opinion as to the comparative merit and feasibility of these several bills; and

Whereas The subject of automobile accident insurance is one of increasing importance to the users of our streets and roads; and

Whereas, It is desired to enact at the next session a law

which will be best calculated to attain the end of making travel on our highways more safe and assuring sufficient financial responsibility on the part of owners and operators of automobiles so that victims of accidents will have due and adequate recourse.

Therefore, be it Resolved, That a Legislative committee be appointed to consist of three members of the Senate, to be appointed by the Temporary President, and four members of the Assembly, to be appointed by the Speaker of the Assembly, and that such committee be authorized and empowered: To investigate motor vehicle legislation that has been proposed and enacted in this and other States of the Union; to determine as far as possible the success that has attended the various types of legislation in the direction of reducing the number of accidents and increasing the public safety; to conduct such investigations as are necessary to enable it to arrive at an agreement on the best form of such legislation; to prepare a report for presentation to the Legislature of nineteen hundred and twenty-two embodying its recommendations.

Be it further Resolved, That such committee is authorized to hold public hearings in such cities of the State as such committee may deem advisable and to conduct such examinations as are necessary for carrying out the purpose of this resolution; and

Be it further Resolved, That the expenses of such committee, not to exceed five thousand dollars, be paid out of the contingent fund of the Legislature on vouchers, certified by the chairman of the committee, and approved by the Temporary President of the Senate and the Speaker of the Assembly.

Ordered, That said resolution be referred to the committee on finance.

Mr. Twomey offered a resolution, in the words following:

Whereas, A memorial from James T. Hoile, a resident of the borough of Brooklyn, city of New York, has been received, a copy of which memorial is attached to this resolution, and such memorial is accompanied with request that the same be spread upon the minutes of the Senate to the end that official cognizance thereof may be thus taken.

Resolved, That such memorial be received and spread upon the record of the session of the Senate.

Ordered, That said resolution and memorial be referred to the committee on finance.

The Senate resolved itself into a committee of the whole, and proceeded to the consideration of general orders, being the bills entitled as follows:

(1) Assembly (No. 70, Rec. No. 9), entitled "An act to amend the Greater New York charter, in relation to the publication of list of registered voters."

(2) Senate (No. 286, Int. No. 276), entitled "An act to amend the Election Law, in relation to compensation of inspectors."

(3) Senate (No. 549, Int. No. 507), entitled "An act to amend chapter one hundred and seventy-one of the Laws of nineteen hundred and four, entitled 'An act to provide for the continuance of the office of commissioner of records of the county of Kings, and for the completion and care of the block indexes and reindexing plant, and for the care and preservation of the county records, old town and other records,' in relation to the term of office of the commissioner and appointment of his successor."

(4) Senate (No. 1323, Int. No. 978), entitled "An act to amend the County Law, in relation to compensation of county comptroller."

(5) Assembly (No. 1115, Rec. No. 144), entitled "An act to amend the Penal Law, in relation to the prohibition of the use on vehicles of the device of arms of the State and other representations."

(6) Senate (No. 1411, Int. No. 545), entitled "An act to amend the Tax Law, in relation to illegally assessed property."

(7) Senate (No. 1439, Int. No. 114), entitled "An act to amend the Workmen's Compensation Law, generally."

(8) Senate (No. 1409, Int. No. 885), entitled "An act to amend the Tax Law, in relation to transfer tax officer in the county of New York."

(9) Senate (No. 1410, Int. No. 282), entitled "An act to amend the Tax Law, in relation to expenses of recording officers."

(10) Senate (No. 1332, Int. No. 371), entitled "An act to amend the Public Health Law, in relation to prohibiting the transportation of garbage, dead animals and other noxious or deleterious matter from one county of the State to another without consent of the local authorities."

(11) Senate (No. 1331, Int. No. 372), entitled "An act to amend the Public Health Law, in relation to consents to the maintenance and operation of garbage and rendering plants."

(12) Senate (No. 506, Int. No. 463), entitled "An act to

amend chapter four hundred and twelve of the Laws of nineteen hundred and seven, entitled 'An act providing for the court of general sessions of the city and county of New York, its judges and officers,' in relation to the retirement of its officers and employees."

(13) Senate (No. 513, Int. No. 470), entitled "An act to amend the Town Law, in relation to enlargement of water districts."

(14) Assembly (No. 864, Rec. No. 238), entitled "An act to provide for a department of public health in and for second and third class cities."

(15) Senate (No. 616, Int. No. 562), entitled "An act to amend the General Business Law, in relation to contracts for monopoly and to provide for the protection of consumers, and adding a new section thereto, to be known as section three hundred and forty-one-a."

(16) Senate (No. 1236, Int. No. 567), entitled "An act to establish and maintain a water department in and for the city of Norwich."

(17) Assembly (No. 1569, Rec. No. 256), entitled "An act to amend the Public Health Law, in relation to the registration and supervision of laboratories where live pathogenic germs are handled, and to prevent the use of bacteria for criminal purposes, and to eliminate careless methods of transporting live germs."

(18) Assembly (No. 946, Rec. No. 239), entitled "An act to amend the Public Health Law, in relation to consolidated health districts."

(19) Senate (No. 786, Int. No. 714), entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien on the property of 'Church of Saint Elizabeth of Hungary,' a religious corporation in the borough of Manhattan, city of New York."

(20) Senate (No. 798, Int. No. 721), entitled "An act to amend the Public Health Law, in relation to compensation of secretary of county mosquito extermination commission."

(21) Senate (No. 1542, Int. No. 808), entitled "An act to amend chapter five hundred and sixty-four of the Laws of nine-

teen hundred and ten, entitled 'An act to provide for county roads in certain counties adjoining cities of the first class,' in relation to the maintenance and cost of such roads."

(22) Senate (No. 942, Int. No. 839), entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the Church of the Mediator, a religious corporation, in the borough of Bronx, city of New York."

(23) Senate (No. 1010, Int. No. 893), entitled "An act to authorize the police commissioner of the city of New York to increase the pension allowed out of the police pension fund to John M. Smith, a retired member of the police force of such city."

(24) Senate (No. 1081, Int. No. 937), entitled "An act to amend the Civil Rights Law, in relation to the dedication of the name or picture of any person for advertising or trade purposes."

(25) Senate (No. 1099, Int. No. 954), entitled "An act to legalize the acts of electors of school district number seven, composed of the whole of the city of Hornell and a part of the town of Hornellsville, Steuben county, and the acts of the board of education of such district, in the purchase of property, the levy and collection of taxes, and proceedings had and taken by such board of education in the administration of such district."

(26) Senate (No. 1124, Int. No. 974), entitled "An act to amend the Surrogate Court Act, with respect to the general contents of a petition."

(27) Senate (No. 1155, Int. No. 1000), entitled "An act to amend the Greater New York charter, in relation to retirement from active service of officers, clerks and employees."

(28) Senate (No. 1157, Int. No. 1002), entitled "An act to enable the city of Albany to grant an easement in, or convey or lease a plot of ground sufficient and adequate in size from that portion of real estate belonging to the city of Albany, known as the almshouse farm, for the purpose and to be used for the erection thereon of a building for the Albany College of Pharmacy."

After some time spent therein, the President resumed the chair, and Mr. Twomey, from said committee, reported in favor of the

passage of the above named bills, the sixth and fifteenth with amendments, which report was agreed to, and said bills ordered to a third reading.

Mr. Twomey, from said committee, also reported the Senate bill (No. 553, Int. No. 511) entitled "An act to amend the Greater New York charter, in relation to the time of payment of taxes," with the enacting clause stricken therefrom, which report was agreed to.

The Assembly returned the Senate bill (No. 783, Int. No. 711) entitled "An act to authorize the commissioners of the sinking fund of the city of New York to cancel and annul all taxes and water rents which are now a lien upon property of the New York Bible Society, a religious corporation in the borough of Manhattan, city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 907, Int. No. 806) entitled "An act to amend the Niagara Falls charter, in relation to the collection of taxes and assessments and enforcement thereof by sale of real estate," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Niagara Falls for a hearing, pursuant to the provisions of the Constitution.

Mr. Lusk moved that the Senate do now adjourn.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Whereupon, the Senate adjourned.

TUESDAY, APRIL 5, 1921

The Senate met pursuant to adjournment.

Prayer by Rev. Walter G. Wilmshurst.

The journal of yesterday was read and approved.

Mr. Lusk moved a call of the Senate.

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

By direction of the President, the Clerk called the roll, when the following Senators responded:

Baumes	Duggan	Lusk	Seidel	Tolbert
Burling	Farrell	Meyer	Simpson	Towner
Campbell	Fearon	Pitcher	Smith	Walton
Downing	Kavanaugh	Robinson	Thompson	Wiswall
Draper				

The Clerk furnished a list of the absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the Senate with Messrs. Ames, Bloomfield, Boylan, Burlingame, Cotillo, Carson, Davenport, Duell, Dunnigan, Ferris, Gibbs, Harris, Hewitt, Karle, Katlin, Knight, Lockwood, McCue, McGarry, Martin, Mullan, Schackno, Straus, Swift, Thayer, Twomey, Walker and Whitley, each of whom was excused.

Mr. Lusk moved that further proceedings be continued with the call pending.

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

Mr. Campbell introduced a bill (Int. No. 1283) entitled "An act to amend the Domestic Relations Law, in relation to prevention of hereditary blindness," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Straus introduced a bill (Int. No. 1284) entitled "An act to amend the Greater New York charter, in relation to use of the proceeds of bond issues," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Straus, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and referred to the committee on affairs of cities, retaining its place on order of third reading.

Mr. Knight introduced a bill (Int. No. 1285) entitled "An act to revise and extend the corporate existence of the Baker Gun and Forging Company," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and re-

ferred to the committee on the judiciary, retaining its place on order of third reading.

Also, a bill (Int. No. 1286) entitled "An act to provide for the elimination of the publication in the newspapers of certain laws enacted during nineteen hundred and twenty-one," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on public printing, retaining its place on order of third reading.

Also, a bill (Int. No. 1287) entitled "An act to amend the Highway Law, in relation to the designation of county highways in Livingston and Monroe counties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Mr. Burlingame introduced a bill (Int. No. 1288) entitled "An act to amend the Judiciary Law, in relation to the appointment of stenographers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

The Committee on the Judiciary introduced a bill (Int. No. 1289) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section six of article three of the Constitution, in relation to compensation of members of the Legislature," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Burlingame and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lusk introduced a bill (Int. No. 1290) entitled "An act to amend the General Business Law, in relation to private detectives," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (Int. No. 1291) entitled "An act to authorize the exchange of certain real estate by the village of Johnson City and others for purposes of a village park," which was read the first

time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Walton introduced a bill (Int. No. 1292) entitled "An act to amend the Workmen's Compensation Law, in relation to the storage and harvesting of ice," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on labor and industry.

Mr. Mullan introduced a bill (Int. No. 1293) entitled "An act to amend the Education Law, in relation to apportionment of school moneys," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, a bill (Int. No. 1294) entitled "An act to provide for the redemption of unused volume tax stamped sold by the State Commissioner of Excise, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Lowman introduced a bill (Int. No. 1295) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Ervin A. Mix against the State for damages alleged to have been sustained by him while in the employ of the State at the Binghamton State Hospital, and to render judgment therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (Int. No. 1296) entitled "An act to amend the Highway Law, in relation to the equipment of motor vehicles with certain signaling devices," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Mr. Burling introduced a bill (Int. No. 1297) entitled "An act creating a commission to prepare a preliminary plan and report, including estimates, for the combination, improvement and extension of existing rapid transit railroads, street surface railroads, and stage and omnibus lines and any railroad used for local service, operating between a point or points within the city of New York and a point or points within the county of West-

chester, and for connecting railroads whose lines stop at or near the boundary line between the city of New York and the county of Westchester, and for otherwise improving, by new construction or otherwise, the transportation facilities between the city of New York and the county of Westchester, and other transportation facilities in such county, and authorizing appropriations by the county of Westchester toward the expense of such commission," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public service.

Mr. Lockwood introduced a bill (Int. No. 1298) entitled "An act to amend the Education Law, in relation to the membership of the State teachers' retirement board," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, a bill (Int. No. 1299) entitled "An act to supplement the Education Law, and to authorize certain cities of the second and third classes to raise money for educational purposes by issuing bonds and incurring temporary indebtedness, and to provide for the payment thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Walton introduced a bill (Int. No. 1300) entitled "An act to provide for the publication of an official edition of the civil practice acts," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (Int. No. 1301) entitled "An act to amend the Code of Criminal Procedure, in relation to suspension of judgment," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on order of third reading.

Also, a bill (Int. No. 1302) entitled "An act to amend the Penal Law, in relation to suspension of sentence," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on order of third reading.

Mr. Wiswall introduced a bill (Int. No. 1303) entitled "An act to amend the Public Health Law, in relation to the salary of the secretary of the State Board of Medical Examiners," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. McCue introduced a bill (Int. No. 1304) entitled "An act to amend the Civil Service Law, in relation to retiring veterans, and pensioning them," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on civil service.

Mr. Simpson introduced a bill (Int. No. 1305) entitled "An act to amend chapter nine hundred and twelve of the Laws of nineteen hundred and twenty, entitled 'An act allowing and regulating boxing and sparring matches, and establishing a State Boxing Commission, and making an appropriation therefor,' generally," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Davenport introduced a bill (Int. No. 1306) entitled "An act to amend the Highway Law, in relation to the administration of its provisions relating to motor vehicles and motor cycles," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on taxation and retrenchment.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Dunnigan (No. 845, Int. No. 761) entitled "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and twelve, entitled 'An act to erect the county of Bronx from the territory now comprised within the limits of the borough of Bronx, in the city of New York, as constituted by chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven and all acts amendatory thereof and supplemental thereto,' in relation to the

office of assistant deputy county clerk," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Whitley, from the committee on canals, to which was referred the Assembly bill introduced by Mr. Betts (No. 291, Rec. No. 220) entitled "An act to amend the Canal Law, in relation to the alteration of roads on account of canal construction," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Gibbs (No. 1169, Int. No. 1014) entitled "An act to amend the County Law, in relation to the establishment of institutions for the purpose of preventing the development of tuberculosis in children who are exposed or predisposed thereto," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Duggan (No. 1213, Int. No. 1037) entitled "An act to amend chapter sixty-two of the Laws of eighteen hundred and ninety-seven, entitled 'An act to authorize the appointment of a county detective in counties of more than one hundred and twenty-five thousand inhabitants and to fix the compensation of such detective,' in relation to the number and method of compensating detectives in certain counties," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Hewitt (No. 1490, Int. No. 1225) entitled "An act to authorize the county of Cayuga to pay certain moneys to certain towns therein which moneys were recovered by such county from the State upon accounts of such towns, in relation to highway construction," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Knight (No. 208, Int. No. 201) entitled "An act to repeal the Drainage Law," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Ferris (No. 1525, Int. No. 1245) entitled "An act to amend the Highway Law, in relation to bonds of contractors," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Betts (No. 1410, Rec. No. 185) entitled "An act to amend the Highway Law, in relation to registration and number plates for manufacturers of and dealers in trailers," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Lattin (No. 546, Rec. No. 155) entitled "An act to amend the Highway Law, in relation to auto trucks and trailers," reported in favor of the passage of the same with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Swift, from the committee on military affairs, to which was referred the Senate bill introduced by Mr. Swift (No. 1494, Int. No. 1211) entitled "An act to amend the Military Law, generally," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Swift, from the committee on military affairs, to which was referred the Senate bill introduced by Mr. Towner (No. 932, Int. No. 832) entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War,"

reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Swift, from the committee on military affairs, to which was referred the Senate bill introduced by Mr. Swift (No. 1493, Int. No. 1210) entitled "An act to amend the Military Law, in relation to armories and allowances to officers and organizations," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Lowman (No. 1520, Int. No. 1240) entitled "An act to amend the General Municipal Law, in relation to public general hospitals for the care of the sick," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Davenport (No. 1549, Int. No. 1253) entitled "An act creating and establishing a department of charities in the county of Oneida, and extending and enlarging the powers and duties of the superintendent of the poor in relation thereto," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Walton (No. 1398, Int. No. 1165) entitled "An act authorizing the town board of the town of Rosendale, Ulster county, to issue certificates of indebtedness to pay certain claims against the said town of Rosendale which have been duly audited and for which no funds are available to pay the same," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Gibbs (No. 1301, Int. No. 1103) entitled "An act to amend the Town Law, in relation to the issuance, sale and manner of payment of town bonds for certain sewer purposes,

and the levy of assessments and taxes for such purposes, in certain towns," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Betts (No. 335, Rec. No. 48) entitled "An act to repeal chapter two hundred and ninety-four of the Laws of eighteen hundred and ninety-two, entitled 'An act in reference to the collection of taxes in the county of Wayne,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Wiswall moved that the committee on public health be discharged from the consideration of Senate bill (No. 1413, Int. No. 1177) entitled "An act to define and regulate the practice of chiropractic," and that the said bill be amended, reprinted and recommitted to the committee on public health.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Simpson moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 987, Int. No. 870) entitled "An act conferring jurisdiction on the Court of Claims to hear, audit and determine the claims of certain contractors, subcontractors and material men for public works," that the said bill be amended, the title being amended to read as follows:

"An act conferring jurisdiction on the Court of Claims to hear, audit and determine the claims of certain contractors and subcontractors for public works."

and that the same be reprinted and recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Walton moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 1399, Int. No. 903) entitled "An act to amend the Election Law, in relation to party nominations of candidates for State-wide offices and the office of justice of the Supreme Court," and that the said bill be

amended, reprinted and recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Simpson moved that the committee on taxation and retrenchment be discharged from the consideration of Assembly bill (No. 1535, Rec. No. 275) entitled "An act to amend the Tax Law, in relation to the payment over and distribution of taxes, and expenses of officers."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Simpson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport moved that the committee on taxation and retrenchment be discharged from the consideration of Senate bill (No. 1514, Int. No. 1234) entitled "An act to amend the Tax Law, in relation to taxes upon and with respect to personal incomes," and that the said bill be amended, reprinted and recommitted to the committee on taxation and retrenchment.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1410, Int. No. 282) entitled "An act to amend the Tax Law, in relation to expenses of recording officers," having been announced for third reading, Mr. Simpson moved that said bill be recommitted to the committee on taxation and retrenchment.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Davenport moved that the committee of the whole be discharged from the consideration of Senate bill (No. 1536, Int. No. 896) entitled "An act to amend section twenty-three of the Workmen's Compensation Law, making the giving of security unnecessary to perfect an appeal to the Court of Appeals by a claimant thereunder where the decision of the Appellate Division is not unanimous, nor where the decision of the Appellate Division is unanimous and such appeal is with the consent of the Appellate Division or a judge of the Court of Appeals," that the said bill be amended, the title being amended to read as follows:

"An act to amend the Workmen's Compensation Law, in relation to security on appeals from the commission."

and that the same be reprinted and recommitted to the committee of the whole.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate resolved itself into a committee of the whole, and proceeded to the consideration of general orders, being the bills entitled as follows:

(1) Senate (No. 1164, Int. No. 1009), entitled "An act to amend the Penal Law, in relation to providing against persons not duly licensed advising within the State, for compensation, respecting the law of a foreign country, or maintaining an office within the State for such purpose."

(2) Senate (No. 622, Int. No. 568), entitled "An act to provide for a department of assessment and taxation in and for the second and third class cities."

(3) Senate (No. 1237, Int. No. 1026), entitled "An act to amend the State Charities Law, in relation to the superintendent of the New York State Reformatory for Women at Bedford."

(4) Senate (No. 1199, Int. No. 1032), entitled "An act to amend the County Law, in relation to official bonds and undertakings of clerks in county offices."

(6) Senate (No. 1245, Int. No. 1057), entitled "An act to amend the Judiciary Law, in relation to compensation of interpreters."

(7) Senate (No. 1246, Int. No. 1058), entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to police department fund."

(8) Senate (No. 1249, Int. No. 1061), entitled "An act authorizing the city of Buffalo to acquire the lands authorized to be acquired by it by chapter one hundred and forty-two of the Laws of nineteen hundred and nine, which have not yet been acquired by said city, providing the purposes for which such lands may be used by said city, and confirming the acts of the city in purchasing parts of said lands."

(9) Senate (No. 1252, Int. No. 1064), entitled "An act to amend the Lien Law and the Personal Property Law, in relation to filing and renewal of chattel mortgages, and the filing of contracts for the conditional sale of goods and chattels."

(10) Senate (No. 1253, Int. No. 1065), entitled "An act to amend the charter of the city of Norwich."

(11) Senate (No. 1261, Int. No. 1073), entitled "An act to amend the Village Law, in relation to the powers of boards of trustees for the lease and maintenance of public hack stands."

(12) Senate (No. 1274, Int. No. 1077), entitled "An act to amend the Town Law, in relation to park districts in towns of certain counties."

(13) Senate (No. 1277, Int. No. 1080), entitled "An act to create sewer district number three and sewer district number four of the town of West Seneca, county of Erie and State of New York, to legalize all proceedings of the town board, its officers and agents heretofore taken in connection with the construction of sewers in said districts, to create a sewer board and provide for the administration of said districts, the issuance of bonds, levying taxes and assessments, and authorizing said board to contract for the disposal of sewerage from said districts."

(14) Senate (No. 1282, Int. No. 1085), entitled "An act to amend the Greater New York charter, in relation to the powers of the retirement board in the board of education."

(15) Senate (No. 1287, Int. No. 1089), entitled "An act to amend the Surrogate Court Act, in relation to compensation of guardian of the person."

(16) Senate (No. 1288, Int. No. 1090), entitled "An act to grant to the village of Penn Yan all the interest of the people of the State of New York in certain lands in the towns of Milo and Jerusalem, Yates county, along or near Lake Keuka, for the purpose of a public park, to provide for abatement by the village of all nuisances, the payment of claims, and for acquiring interests of abutting owners."

(17) Senate (No. 1294, Int. No. 1096), entitled "An act to amend the Village Law, in relation to establishment of police departments in certain villages."

(18) Senate (No. 1297, Int. No. 1099), entitled "An act to

authorize the board of supervisors of the county of Westchester to adjust overpayments of State and county taxes by tax districts in such county arising out of illegal assessments on the tax-rolls as equalized subsequent to the year nineteen hundred and thirteen."

(19) Senate (No. 1305, Int. No. 1107), entitled "An act to amend the Code of Civil Procedure, in relation to testamentary trustees."

(20) Senate (No. 1312, Int. No. 1114), entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of Saint Illuminator's Armenian Apostolic Church, a religious corporation, in the borough of Manhattan, city of New York."

(21) Senate (No. 1313, Int. No. 1115), entitled "An act conferring jurisdiction on the police commissioner of the city of New York to increase the pension paid Irma Horton, the widow of Floyd Horton, formerly a lieutenant in the police department of such city."

(22) Senate (No. 1314, Int. No. 1116), entitled "An act to amend chapter two hundred and sixty-six of the Laws of eighteen hundred and eighty-four, in relation to official stenographers temporarily assigned to the city court of New York."

(23) Senate (No. 1336, Int. No. 1119), entitled "An act to amend the Penal Law, in relation to advertisements upon danger signals in the public highways."

(24) Senate (No. 1348, Int. No. 1131), entitled "An act to legalize the acts and proceedings of the village of Wilson in paving certain portions of the principal business street, known as Young street, between McChesney and Seneca streets; in said village, consisting of two strips of paving, each thirteen feet in width, together with curbing, in the year nineteen hundred and fifteen, and to legalize, authorize and direct the payment of a certain certificate of indebtedness in the sum of four hundred and eighty-six dollars and twenty-two cents, dated December eighteenth, nineteen hundred and fifteen, payable with interest one year after the date thereof, issued by said village and delivered to Wilson Lumber Company, Incorporated, in payment of cement

furnished by it and used in the construction of said pavement and curbing; said acts and proceedings, and the issuance of said certificate having been held irregular, illegal and invalid; also authorizing and directing the trustees of the village of Wilson to pay the said Wilson Lumber Company, Incorporated, the amount of said certificate, together with interest, and in case of the refusal of the said trustees to pay the said certificate of indebtedness, to authorize the maintenance of an action or proceeding thereon."

(25) Senate (No. 1377, Int. No. 1146), entitled "An act to amend the Highway Law, in relation to the disposition of registration fees for the construction and improvement of town highways and county roads."

(26) Senate (No. 1449, Int. No. 247), entitled "An act to amend chapter five hundred and sixty-three of the Laws of nineteen hundred and sixteen, entitled 'An act to authorize the city of Troy to improve and regulate the river and dock front, and to make provision for and promote commerce with the city,' in relation to the improvement of the river and dock front of the city of Troy generally."

(27) Senate (No. 1450, Int. No. 494), entitled "An act to amend the Town Law, in relation to the filling of vacancies in the office of assessor."

(28) Senate (No. 1504, Int. No. 608), entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to the salary of commissioner of jurors of the county of Suffolk."

(29) Senate (No. 1503, Int. No. 654) entitled "An act to amend the Public Health Law, in relation to general health districts."

(30) Senate (No. 1448, Int. No. 828), entitled "An act to repeal article eight of the Partnership Law, and inserting a new article eight, in relation to limited partnerships."

(31) Senate (No. 1447, Int. No. 973), entitled "An act to amend the Code of Civil Procedure, in relation to fees of printers."

(32) Assembly (No. 27, Rec. No. 18) entitled "An act to amend the Penal Law, in relation to the prohibition of the use of device of arms of the State on certain vehicles."

(33) Assembly (No. 700, Rec. No. 42), entitled "An act to amend the Highway Law, in relation to amount to be raised by town board for repair or construction of highways and bridges."

(34) Assembly (No. 148, Rec. No. 50), entitled "An act to amend the Village Law, in relation to the preparation of assessment-rolls and the hearing of complaints in relation thereto."

(35) Assembly (No. 980, Senate Reprint No. 1506, Rec. No. 97), entitled "An act to amend the Highway Law, in relation to the amount which may be raised for the purchase or repairs of highway machinery."

(36) Assembly (No. 92, Rec. No. 125), entitled "An act to amend the Code of Civil Procedure, in relation to payments of distributive shares and legacies to infants."

(37) Assembly (No. 914, Rec. No. 139), entitled "An act to amend the Penal Law, in relation to the unlawful use of the device of arms of the State."

(38) Assembly (No. 1134, Rec. No. 148), entitled "An act to amend the charter of the village of Lyons, in relation to terms of village offices."

(39) Assembly (No. 1407, Rec. No. 189), entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the jurisdiction of the court of special sessions."

(40) Assembly (No. 1368, Rec. No. 211), entitled "An act to provide for extending the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, by vote of the electors of the territory proposed to be annexed, and to provide for the government of the annexed territory, for the payment of school and sewer district bonded indebtedness and the disposal of sewage."

(41) Assembly (No. 1072, Rec. No. 221), entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to payment of taxes on real and personal property."

(42) Assembly (No. 615, Rec. No. 237), entitled "An act to

amend the General City Law, in relation to the creation of purchasing departments and agencies."

(43) Assembly (No. 1025, Rec. No. 242), entitled "An act to amend section two and section forty-seven of the charter of the city of Sherrill, increasing the territorial limits thereof."

(44) Assembly (No. 689, Senate Reprint No. 1445, Rec. No. 159), entitled "An act to amend the Public Health Law, in relation to the use of radium emanation provided for the State Institute for the Study of Malignant Disease."

(45) Assembly (No. 1087, Senate Reprint No. 1446, Rec. No. 172), entitled "An act to amend the Code of Civil Procedure, in relation to the compensation of the surrogate's court stenographer of Oneida county."

(46) Senate (No. 652, Int. No. 594), entitled "An act to authorize the laying out of a highway over lands owned by the city of New York in the counties of Kings, Queens and Nassau; to establish and provide for the construction and improvement thereof as a county highway, and authorizing an appropriation therefor."

(47) Senate (No. 752, Int. No. 680), entitled "An act to amend the charter of the city of Port Jervis, in relation to street improvements and pavements therefor."

(48) Senate (No. 1039, Int. No. 914), entitled "An act to amend the Prison Law, in relation to jail liberties in the county of Westchester."

(49) Assembly (No. 1711, Rec. No. 299), entitled "An act to amend the Education Law, in relation to the State College for Teachers."

(50) Senate (No. 1107, Int. No. 962), entitled "An act to amend the Education Law, in relation to appropriations by boards of supervisors and other local authorities for historical purposes."

(51) Senate (No. 1380, Int. No. 996), entitled "An act to amend the Education Law, in relation to fees of printers for publishing notices and reports."

(52) Assembly (No. 1585, Rec. No. 307), entitled "An act making an appropriation for the payment by the State in the first instance of the Federal government share of the cost of construction and improvement of rural post roads within the State,

as provided under the provisions of an act of Congress entitled 'An act to provide that the United States shall aid the States in the construction of rural post roads and for other purposes.' "

(53) Senate (No. 1248, Int. No. 1060), entitled "An act to amend the Education Law, in relation to the retirement from active service of employees of boards of education, other than superintendents and teachers, in cities having a population of one hundred thousand or more."

(54) Senate (No. 1291, Int. No. 1093), entitled "An act to authorize the Attorney-General to adjust and compromise certain penalties under section fifteen-a of chapter seven hundred and fifty-three of the Laws of eighteen hundred and fifty-seven, as added by chapter six hundred and sixty-six of the Laws of nineteen hundred and fifteen."

(55) Senate (No. 1306, Int. No. 1108), entitled "An act to amend the Public Lands Law, in relation to the abandonment of canal property used as a hydraulic canal."

(56) Senate (No. 1343, Int. No. 1126), entitled "An act to amend chapter five hundred and eighty-five of the Laws of nineteen hundred and eighteen, entitled 'An act relating to the construction of public works,' generally."

(57) Senate (No. 1502, Int. No. 454), entitled "An act making an appropriation for personal service and for maintenance and operation of the Labor Department."

(58) Senate (No. 1501, Int. No. 457), entitled "An act to amend the Workmen's Compensation Law, in relation to providing compensation for private chauffeurs."

(59) Senate (No. 1497, Int. No. 887), entitled "An act to amend the State Printing Law, generally."

(60) Senate (No. 1216, Int. No. 1040), entitled "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and twelve, entitled 'An act to erect the county of Bronx from the territory now comprised within the limits of the borough of the Bronx, in the city of New York, as constituted by chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven, and all acts amendatory thereof and supplemental thereto,' in relation to publication of legal notices."

(61) Senate (No. 1217, Int. No. 1041), entitled "An act to

legalize, validate and confirm grants made by direction of the Commissioners of the Land Office under the provisions of the Public Lands Law since December eighteen, nineteen hundred and thirteen, of lands in Bronx county."

(62) Senate (No. 1500, Int. No. 928), entitled "An act to amend the Education Law, relative to libraries and library corporations."

(63) Senate (No. 1499, Int. No. 958), entitled "An act to authorize the appointment of commissioners to 'the Port Authority' established by the agreement or compact between the States of New York and New Jersey within the 'Port of New York,' and making an appropriation therefor."

(64) Senate (No. 1498, Int. No. 1049), entitled "An act to amend the Greater New York charter, in relation to compensation of officers and members of the police force."

(65) Senate (No. 1496, Int. No. 1136), entitled "An act to amend the State Finance Law, in relation to creating the board of estimate and control, defining its powers and duties, and abolishing the central supply committee and transferring its functions to such board, and to repeal section twenty-six of the Legislative Law, and making appropriation therefor."

(66) Assembly (No. 1107, Senate Reprint No. 1119, Rec. No. 124), entitled "An act to amend the Education Law, relating to equalization of school taxes within joint districts."

(67) Senate (No. 223, Int. No. 216), entitled "An act to amend the Conservation Law, in relation to licenses for the breeding and sale of ferrets."

(68) Senate (No. 224, Int. No. 217), entitled "An act to amend the Conservation Law, in relation to the issuance of permits for the use of ferrets."

(69) Senate (No. 225, Int. No. 218), entitled "An act to amend the Conservation Law, in relation to the open season for woodcock."

(70) Senate (No. 227, Int. No. 220), entitled "An act to amend the Conservation Law, in relation to the open season for grouse or partridge."

(71) Senate (No. 765, Int. No. 693), entitled "An act to

amend the Insurance Law, in relation to life, health and casualty insurance corporations."

(72) Senate (No. 940, Int. No. 837), entitled "An act to amend the Conservation Law, in relation to the taking of raccoon in the counties of Westchester, Putnam, Dutchess and Rockland."

(73) Senate (No. 1366, Int. No. 901), entitled "An act to amend the Conservation Law, in relation to the maintenance of certain drains and ditches, and to repeal the Drainage Law."

(74) Senate (No. 1406, Int. No. 1056), entitled "An act to amend the Prison Law and the Mental Deficiency Law, in relation to converting the Eastern New York Reformatory into a State Institution for Mental Defectives."

(75) Senate (No. 1299, Int. No. 1101), entitled "An act to amend the Highway Law, in relation to the identification of State owned motor vehicles."

(76) Senate (No. 1546, Int. No. 801), entitled "An act to revise the charter of the city of Hudson."

(77) Senate (No. 1535, Int. No. 902), entitled "An act to amend the Insurance Law, in relation to co-operative fire insurance corporations."

(78) Senate (No. 1534, Int. No. 1042), entitled "An act to amend the Insurance Law, in relation to the standard provisions for life policies."

(79) Assembly (No. 1442, Rec. No. 200), entitled "An act to amend the Conservation Law, in relation to the open season for waterfowl."

(80) Assembly (No. 1710, Rec. No. 311), entitled "An act to amend the Railroad Law, in relation to train crews."

(81) Senate (No. 1352, Int. No. 1135), entitled "An act to amend the Transportation Corporations Law, in relation to gas and electric light corporations."

(82) Senate (No. 1363, Int. No. 840), entitled "An act to amend the Personal Property Law, in relation to conditional sale of goods and chattels and to make uniform the law relating thereto."

(83) Senate (No. 1260, Int. No. 1072), entitled "An act to legalize, ratify and confirm the acts and proceedings of the village of Lima, Livingston county, in relation to the issuance and sale of

bonds for the construction of a water main, and to provide for the issuance, sale and payment of such bonds."

(84) Senate (No. 1286, Int. No. 1088), entitled "An act to amend the charter of the city of Batavia, as enacted by the Legislature in the year nineteen hundred and twenty-one, in relation to repealing, with saving clause, the former charter, being chapter three hundred and fifty-four of the Laws of nineteen hundred and fourteen, entitled 'An act to incorporate the city of Batavia,' as amended."

(85) Senate (No. 1375, Int. No. 1144), entitled "An act to amend the Code of Civil Procedure, in relation to deputy clerk of surrogate's court in Cayuga county."

(86) Senate (No. 1376, Int. No. 1145), entitled "An act to amend the Surrogate Court Act, in relation to deputy clerk of surrogate's court in Cayuga county."

(87) Senate (No. 1533, Int. No. 191), entitled "An act to repeal article twenty-two of the Public Health Law, in relation to narcotic drug control."

After some time spent therein, the President resumed the chair, and Mr. Farrell, from said committee, reported in favor of the passage of the above named bills, the 2d, 58th, 59th and 74th with amendments, which report was agreed to, and said bills ordered to a third reading.

Mr. Farrell, from said committee, also reported the Senate bill (No. 240, Int. No. 233) entitled "An act to amend the Public Health Law, in relation to narcotic drug control."

Also, Senate bill (No. 1272, Int. No. 543) entitled "An act to create the Suffolk county board of child welfare, to define its powers and duties, and to abolish the board of child welfare established in such county, under the provisions of the General Municipal Law," with the enacting clause stricken therefrom, which report was agreed to.

The Assembly sent for concurrence the bill (No. 1628, Rec. No. 321) entitled "An act to amend the Penal Law, in relation to untrue and misleading advertisements," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1231, Rec. No. 322) entitled "An act to

amend the Conservation Law, in relation to the use of nets in Lakes Erie and Ontario," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 576, Rec. No. 323) entitled "An act to amend the Conservation Law, in relation to open season for squirrels," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, said bill was substituted for Senate bill (No. 522, Int. No. 479), now on the order of third reading.

Also, a bill (No. 1706, Rec. No. 324) entitled "An act to amend the Highway Law, in relation to fire extinguishers on omnibuses," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 798, Rec. No. 325) entitled "An act to amend the Conservation Law, in relation to the taking of bear," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 800, Rec. No. 326) entitled "An act to amend the Conservation Law, in relation to the expenses of game protectors," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Also, a bill (No. 1043, Rec. No. 327) entitled "An act to amend the Conservation Law, in relation to the publication of laws relating to fish and game," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 1741, Rec. No. 328) entitled "An act to amend the Town Law, in relation to itinerant carnivals and similar shows," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Towner, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1509, Rec. No. 329) entitled "An act to authorize increase of compensation of county treasurers and dis-

trict attorneys during the terms of incumbents now in office," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1568, Rec. No. 330) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eighteen of article three of the Constitution, in relation to the power of the Legislature to pass a private or local bill designating places of voting," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 601, Rec. No. 331) entitled "An act to amend the Education Law, in relation to the retirement form active service of employees of boards of education, other than superintendents and teachers, in cities having a population of one hundred thousand or more," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Smith, and by unanimous consent, said bill was substituted for Senate bill (No. 1248, Int. No. 1060), now on the order of third reading.

Also, a bill (No. 709, Rec. No. 332) entitled "An act to amend the Conservation Law, in relation to the open season for hares and rabbits," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 1695, Rec. No. 333) entitled "An act to amend the Domestic Relations Law, in relation to the adoption of children," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1740, Rec. No. 334) entitled "An act to amend the Tax Law, in relation to income tax deductions," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1447, Rec. No. 335) entitled "An act to amend the Tax Law, in relation to income tax interest," which

was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 414, Rec. No. 336) entitled "An act to amend the Conservation Law, in relation to the open season for woodcock," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent, said bill was substituted for Senate bill (No. 225, Int. No. 218), now on the order of third reading.

Also, a bill (No. 1617, Rec. No. 337) entitled "An act to amend the Highway Law, in relation to drivers of certain trucks belonging to a town," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1602, Rec. No. 338) entitled "An act to establish and maintain a water department in and for the city of Norwich," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent, said bill was substituted for Senate bill (No. 1236, Int. No. 567), now on the order of third reading.

Also, a bill (No. 1678, Rec. No. 339) entitled "An act to amend the Surrogate Court Act, in relation to the compensation of the surrogate's court stenographer of Oneida and Broome counties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1715, Rec. No. 340) entitled "An act to amend the Education Law, relative to the apportionment of academic funds according to attendance of academic pupils," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1618, Rec. No. 341) entitled "An act to

amend chapter five hundred and forty-one of the Laws of nineteen hundred and sixteen, entitled 'An act relating to the preparation of assessment-rolls for the township and tax district therein, in the county of Nassau, and the collection of taxes in such towns and tax districts, and to repeal certain local acts and parts of acts relating to assessments and taxation in such county,' in relation to collection of taxes and assessments by sale and advertisement of notice of sale," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1623, Rec. No. 342) entitled "An act to amend the Conservation Law, in relation to the maintenance of certain drains and ditches, and to repeal the Drainage Law," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 1682, Rec. No. 343) entitled "An act to amend the Tenement House Law, in relation to the definition of a tenement," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1692, Rec. No. 344) entitled "An act to amend the Tax Law, in relation to effect of nonpayment of part mortgage tax where mortgage was filed and a lesser sum paid in good faith," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on taxation and retrenchment.

Also, a bill (No. 1228, Rec. No. 345) entitled "An act conferring jurisdiction upon the board of estimate and apportionment of the city of New York to hear and determine the alleged claim of Thomas McGuire for personal injuries alleged to have been sustained by him in the year nineteen hundred and seventeen," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 839, Rec. No. 346) entitled "An act to amend the Conservation Law, in relation to the taking of pheasants,"

which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 608, Rec. No. 347) entitled "An act to amend chapter one hundred and seventy-eight of the Laws of nineteen hundred and nineteen, entitled 'An act to provide for the acquisition of lands and the construction of a tunnel or tunnels jointly with the State of New Jersey, for vehicular and pedestrian traffic under the Hudson river and between the States of New York and New Jersey, and making an appropriation therefor,' in relation to the organization of the commission and the conduct of its legal business," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Also, a bill (No. 1684, Rec. No. 348) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to the division of the city of Yonkers into wards," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1619, Rec. No. 349) entitled "An act to authorize the town board of the town of Pine Plains, in the county of Dutchess, to establish fire limits for the hamlet of Pine Plains in such town, and provide for the adoption and enforcement of an ordinance therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1536, Rec. No. 350) entitled "An act to amend the Banking Law, in relation to change of location of savings and loan associations," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Also, a bill (No. 1198, Rec. No. 351) entitled "An act to authorize the local assessment of certain Barge canal and terminal lands of the State in the city of Tonawanda for the benefit thereto

for the paving of East Niagara street in such city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

The Assembly bill (No. 1715, Rec. No. 340) entitled "An act to amend the Education Law, relative to the apportionment of academic funds according to attendance of academic pupils," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Robinson	Towner
Burlingame	Farrell	Lockwood	Schackno	Twomey
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall

50

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1618, Rec. No. 341) entitled "An act to amend chapter five hundred and forty-one of the Laws of nineteen hundred and sixteen, entitled 'An act relating to the preparation of assessment-rolls for the township and tax districts therein, in the county of Nassau, and the collection of taxes in such towns and tax districts, and to repeal certain local acts and parts of acts relating to assessments and taxation in such county,' in relation to collection of taxes and assessments by sale and advertisement of notice of sale," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirma-

tive, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Robinson	Towner
Burlingame	Farrell	Lockwood	Schackno	Twomey
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall 50

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1447, Rec. No. 335) entitled "An act to amend the Tax Law, in relation to income tax interest," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Robinson	Towner
Burlingame	Farrell	Lockwood	Schackno	Twomey
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall 50

Ordered. That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1740, Rec. No. 334) entitled "An act to amend the Tax Law, in relation to income tax deductions," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been

printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Robinson	Towner
Burlingame	Farrell	Lockwood	Schackno	Twomey
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall

50

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1741, Rec. No. 328) entitled "An act to amend the Town Law, in relation to itinerant carnivals and similar shows," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Robinson	Towner
Burlingame	Farrell	Lockwood	Schackno	Twomey
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall

50

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly returned the Senate bill (No. 971, Int. No. 563) entitled "An act to amend the Greater New York charter,

repealing section eleven hundred and thirty-a thereof, relating to the college officials' and professors' retirement fund and inserting in its place a new section eleven hundred and thirty-a, in relation to the retirement fund of The College of the City of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 632, Int. No. 576) entitled "An act to amend chapter seven hundred and one of the Laws of nineteen hundred and four, entitled 'An act relating to appointment of employees of the fire department of the city of New York to the uniformed force of the said department,' in relation to marine engineers attached to the civilian force of such department," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 787, Int. No. 715) entitled "An act to amend the Greater New York charter, in relation to the rehearing of charges against and the reinstatement of uniformed members of the police force who have served in the military or naval service of the United States," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 574, Int. No. 526) entitled "An act to authorize the audit of a claim of the Glyn-don Contracting Company," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

Mr. Walton moved that all further proceedings under the call of the Senate be suspended.

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

Mr. Walton moved that the Senate do now adjourn.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Whereupon, the Senate adjourned.

WEDNESDAY, APRIL 6, 1921

The Senate met pursuant to adjournment.

Prayer by Rev. Charles H. Walker.

The journal of yesterday was read and approved.

Mr. Boylan introduced a bill (Int. No. 1307) entitled "An act to amend the Labor Law, in relation to bureau of inspection," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Also, a bill (Int. No. 1308) entitled "An act to amend the Labor Law, in relation to counsel," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Also, a bill (Int. No. 1309) entitled "An act to amend the Labor Law in relation to appointment, removal and compensation of referees," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Campbell introduced a bill (Int. No. 1310) entitled "An act to repeal subdivision twelve of section ninety-eight of the Decedent Estate Law, in relation to distribution of collaterals," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. McCue introduced a bill (Int. No. 1311) entitled "An act to repeal chapter five hundred and ninety-four of the Laws of nineteen hundred and seven, in relation to the Bronx parkway commission," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Duell introduced a bill (Int. No. 1312) entitled "An act to incorporate the State Veterans Relief Fund, for the amelioration of the condition of disabled residents of this State who were in the military or naval service of the United States during the World War, and their dependents," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Fearon introduced a bill (Int. No. 1313) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one-a of article two of the Constitution, in relation to absent voters," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (Int. No. 1314) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Syracuse Lighting Company for moneys alleged to be due it from the State under agreements to furnish power for the bridges and light for the buildings connected therewith on the Erie and Oswego canals during the years from nineteen hundred and thirteen to nineteen hundred and nineteen, inclusive," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Tolbert introduced a bill (Int. No. 1315) entitled "An act directing the city of New York to remove matter deposited in the dump on the Harlem river, between One Hundred and Thirty-seventh street and One Hundred and Thirty-eighth street, in such city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Mullan introduced a bill (Int. No. 1316) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Alfred J. McClurg against the State for damages alleged to have been sustained by reason of the construction of the Barge canal through Genesee Valley park, in the city of Rochester, New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Gibbs introduced a bill (Int. No. 1317) entitled "An act to amend the Penal Law, in relation to prosecutions for keeping disorderly houses," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Mr. Campbell introduced a bill (Int. No. 1318) entitled "An act to amend the General Corporation Law, in relation to action by unanimous consent of stockholders," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Davenport introduced a bill (Int. No. 1319) entitled "An act to amend the Judiciary Law, in relation to payment of compensation to clerks of the justices of the Supreme Court, fifth judicial district, upon the death of the justice," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Knight introduced a bill (Int. No. 1320) entitled "An act to authorize increase of compensation of county treasurers and district attorneys during the terms of incumbents now in office," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (Int. No. 1321) entitled "An act to amend the Civil Practice Act, in relation to fees of sheriff," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (Int. No. 1322) entitled "An act to amend the Code of Civil Procedure, in relation to sheriff's fees," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Mr. Lusk introduced a bill (Int. No. 1323) entitled "An act to amend the Tax Law, in relation to property exempt from taxation," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and referred to the committee on finance, retaining its place on the order of third reading.

Also, a bill (Int. No. 1324) entitled "An act to amend the Education Law, in relation to the qualifications of teachers, and making an appropriation for expenses," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and referred to the committee on finance, retaining its place on the order of third reading.

Mr. Baumes introduced a bill (Int. No. 1325) entitled "An act to amend the Education Law, in relation to licensing and supervision of schools and school courses, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on taxation and retrenchment.

Mr. Walton introduced a bill (Int. No. 1326) entitled "An act to amend chapter one hundred and ninety of the Laws of eighteen hundred and sixty, entitled 'An act extending to Oliver A. Field the right to establish and maintain a ferry across the Hudson river,' in relation to accommodations to be provided for ferriage, and to rates of ferriage to be charged," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and referred to the committee on public service, retaining its place on the order of third reading.

Mr. McCue introduced a bill (Int. No. 1327) entitled "An act to amend the Greater New York charter, in relation to the board of purchase, and repealing certain sections in relation thereto," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. McCue, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and referred to the committee on affairs of cities, retaining its place on the order of third reading.

Mr. Hewittt introduced a bill (Int. No. 1328) entitled "An act to provide means for the support of government," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Cotillo introduced a bill (Int. No. 1329) entitled "An act to amend the General Business Law, in relation to regulation of the transmission of money," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Cotillo, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and referred to the committee on banks, retaining its place on the order of third reading.

The Assembly sent for concurrence the bill (No. 1708, Rec. No. 352) entitled "An act to amend the Conservation Law, in relation to hunting and fishing on private land used for agricultural or other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 1017, Rec. No. 353) entitled "An act to amend the County Law, in relation to authority of the board of supervisors to levy taxes and appropriate money for the relief and education of poor persons, permanently or temporarily within the county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1453, Rec. No. 354) entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' as amended by chapter eight hundred and one of the Laws of nineteen hundred and thirteen, in relation to the abandonment of the improvement of the canal in the city of Albany," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Wiswall, and by unanimous consent, said bill was substituted for Senate bill (No. 952, Int. No. 849), now on the order of third reading.

Also, a bill (No. 1383, Rec. No. 355) entitled "An act to amend section thirteen hundred and twenty-six of the Code of Civil Pro-

cedure, making the giving of security unnecessary to perfect an appeal to the Court of Appeals, where the Appellate Division or a judge of the Court of Appeals shall certify that a constitutional question is involved; nor by a claimant under the Workmen's Compensation Law, where the decision of the Appellate Division is not unanimous, nor where the decision of the Appellate Division is unanimous and such appeal is with the consent of the Appellate Division, or a judge of the Court of Appeals," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1233, Rec. No. 356) entitled "An act to amend the Conservation Law, in relation to tip-ups," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 1015, Rec. No. 357) entitled "An act to amend chapter two hundred and forty-three of the Laws of nineteen hundred and thirteen, entitled 'An act to provide for the retention and maintenance of portions of the present Champlain and Erie canals in the counties of Saratoga and Albany for navigation purposes after the completion of the Barge canal,' in relation to the abandonment of a portion thereof," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Wiswall, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1757, Rec. No. 358), entitled "An act to amend the Greater New York charter, in relation to publication of notice of proceedings to condemn property for street purposes in Queens, Bronx and Richmond counties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1679, Rec. No. 359) entitled "An act to amend the Greater New York charter, in relation to the position of military police captain in the police department of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1755, Rec. No. 360) entitled "An act to amend the Town Law, in relation to the raising of a contingent fund,"

which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 223, Rec. No. 361) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section nine of article five of the Constitution, in relation to preferences, in employment and promotion, of soldiers, sailors and marines," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1707, Rec. No. 362) entitled "An act to amend the State Charities Law, in relation to the superintendent of the New York State Reformatory for Women at Bedford," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hewitt, and by unanimous consent, said bill was substituted for Senate bill (No. 1237, Int. No. 1026), now on the order of third reading.

Also, a bill (No. 1626, Rec. No. 363) entitled "An act to repeal article twenty-two of the Public Health Law, in relation to narcotic drug control and to abolish the Department of Narcotic Drug Control," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Smith, and by unanimous consent, said bill was substituted for Senate bill (No. 1533, Int. No. 191), now on the order of third reading.

The Assembly returned the Senate bill (No. 173, Assembly Reprint No. 1763, Int. No. 170) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the qualifications of city magistrates," with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 1, strike out the brackets and insert the word "or" before "police".

Mr. McCue moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree

to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE.

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Womey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

Mr. Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Mr. McGinnies (No. 1477, Rec. No. 260) entitled "An act making appropriations for the maintenance and repair of improved State and county highways," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Ferris, from the committee on agriculture, to which was referred the Assembly bill introduced by Mr. Witter (No. 1518, Rec. No. 318) entitled "An act to amend the Agricultural Law, in relation to bees," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ferris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Ferris, from the committee on agriculture, to which was referred the Senate bill introduced by Mr. Ferris (No. 925, Int. No. 825) entitled "An act to amend the Agricultural Law, in relation to manufacture and sale of imitation evaporated or condensed milk," reported in favor of the passage of the same with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Ferris, from the committee on agriculture, to which was

referred the Senate bill introduced by Mr. Ferris (No. 1181, Int. No. 936) entitled "An act to amend the Agricultural Law, in relation to the licensing of dogs," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Ferris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Ferris, from the committee on agriculture, to which was referred the Senate bill introduced by Mr. Ferris (No. 1524, Int. No. 1244) entitled "An act to amend the Agricultural Law, relating to the licensing of dogs," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ferris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Pitcher, from the committee on banks, to which was referred the Senate bill introduced by Mr. Cotillo (No. 1198, Int. No. 1031) entitled "An act to amend the Banking Law, in relation to the illegal conduct of business as a private banker," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Fearon (No. 603, Int. No. 549) entitled "An act to amend the General Business Law, in relation to fire escapes," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Fearon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Pitcher (No. 1022, Int. No. 785) entitled "An act to amend the General Business Law, in relation to the sale of bread," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Meyer (No. 1295, Int. No. 1097) entitled "An act to amend the Gen-

eral Business Law, in relation to conferring additional jurisdiction upon the municipal court of the city of New York, with reference to milk cans," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Meyer (No. 1387, Int. No. 1154) entitled "An act to amend the General Business Law, in relation to the registration and trademark protection of cans and can covers," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Lusk (No. 533, Int. No. 490) entitled "An act amend the State Charities Law, in relation to admission to the New York State Woman's Relief Corps Home," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Lord (No. 1199, Rec. No. 157) entitled "An act to amend the State Charities Law, in relation to admission to the New York State Woman's Relief Corps Home," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Gibbs (No. 720, Int. No. 651) entitled "An act to amend the Civil Practice Act, in relation to actions in which security for maintenance of wife and child will be required," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Duell (No. 1270, Int. No. 628) entitled "An act to amend the Civil Service Law, in relation to preference to veterans," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Thayer (No. 119, Int. No. 117) entitled "An act to amend the Code of Civil Procedure, in relation to fees of county clerks and clerks of courts of record," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Burling (No. 1135, Int. No. 985) entitled "An act to amend the Code of Civil Procedure, in relation to the fees of the county clerk in Westchester county," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burling, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Duke (No. 1113, Rec. No. 142) entitled "An act to amend the Code of Criminal Procedure, in relation to bail," reported in favor of the passage of the same with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Fearon (No. 7, Int. No. 7) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article two of the Constitution, in relation to qualification of voters," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Martin

(No. 237, Rec. No. 7) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Walton (No. 41, Int. No. 41) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eighteen of article six of the Constitution, in relation to children's courts and courts of domestic relations," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Duell (No. 220, Int. No. 213) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article four of the Constitution, in relation to the term of office of the Governor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Robinson (No. 212, Int. No. 205) entitled "Concurrent resolution of the Senate and Assembly proposing amendments to article five of the Constitution, in relation to State officers and departments," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Evans (No. 678, Rec. No. 103) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eight

of article seven of the Constitution, in relation to a certain portion of the Erie canal," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Knight (No. 210, Int. No. 203) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eleven of article eight of the Constitution, in relation to the State Board of Charities, the State Commission in Lunacy and the State Commissioner or Commissioners on Mental Hygiene," reported in favor the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Duell (No. 496, Int. No. 222) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to sections twenty-six and twenty-seven of article three of the Constitution to enable the Legislature to provide forms of government for the counties of Westchester and Nassau," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Cotillo (No. 276, Int. No. 266) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section five of article four of the Constitution, in relation to reprieves, commutations and pardons and the creation of a pardon board," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Lusk (No. 1254, Int. No. 1066) entitled "Concurrent resolution of

the Senate and Assembly proposing an amendment to section nine of article four of the Constitution, in relation to powers of the Governor with respect to special, private or local bills," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Ferris (No. 1226, Int. No. 1050) entitled "An act to amend the Business Corporation Law, in relation to cooperative associations," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Knight, (No. 1531, Int. No. 1251) entitled "An act to amend the Membership Corporations Law, in relation to dealing in agricultural products for profit," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Walton (No. 1420, Int. No. 1172) entitled "An act to amend the Stock Corporation Law, in relation to voting and giving consents by stockholders," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Pitcher (No. 1563, Int. No. 1091) entitled "An act to amend the Stock Corporation Law, in relation to corporations having shares of capital stock without nominal or par value, and the amendment of certificates of incorporation to permit the issuance of such shares," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Pitcher moved that said bill be recommitted to the committee on the judiciary for a hearing.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. E. C. Campbell (No. 264, Rec. No. 44) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of John J. Morrissey against the State for the unpaid balance of moneys alleged to be due the claimant for carting filling for the State Fair grounds in the month of July, nineteen hundred and seventeen," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Wiswall, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Campbell (No. 59, Int. No. 58) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Charles Specht, as assignee, and Glenn A. Stockwell, as trustee in bankruptcy of McMahon and Fell, individually and as copartners, for an alleged breach of contract and for extra work performed and material furnished in the Cambria-Lockport county highway and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Campbell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Thayer (No. 200, Int. No. 196) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Norfolk, Saint Lawrence county, against the State for reimbursement of money, erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways, to apply upon a certain highway contract," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thayer, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Thayer (No. 201, Int. No. 197) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Waddington, Saint Lawrence county, against the State for reimbursement of money, erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways, to apply upon a certain highway contract," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thayer, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. McWhinney (No. 1028, Rec. No. 213) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Albert A. Johnson against the State for unpaid salary for services rendered under contract as director of the State Institute of Applied Agriculture on Long Island, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Morrissey (No. 384, Rec. No. 215) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of Lewis P. Maxim against the State, for damages alleged to have been sustained by him on November first, nineteen hundred and eighteen, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Draper, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Lusk (No. 232, Int. No. 225) entitled "An act to confer jurisdiction

upon the Court of Claims to hear and determine the claim of the firm of Paddleford and King for moneys alleged to be due them for the construction of a concrete bridge upon county highway number seven hundred and five in the county of Chenango," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Pitcher (No. 301, Int. No. 291) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Elmore Everett against the State of New York for personal damages sustained by him while in the employ of the State Highway Department of the State of New York, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Pitcher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Ferris (No. 1113, Int. No. 321) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Ida M. Reed, personally and as administratrix to the estate of Merritt Lewis Reed, deceased, against the State for damages for the death of said deceased, alleged to have occurred as the result of the negligence of a superior or fellow employee, or both, in the employ of the State at Saranac Lake on the thirteenth day of May, nineteen hundred and nineteen, and authorizing such court to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ferris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Ferris (No. 364, Int. No. 348) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the village of Fort Edward, Washington county, against the

State for damages alleged to have been sustained by reason of the removal and destruction of water mains of such village in the construction of the Champlain canal, pursuant to chapter one hundred and forty-seven of the Laws of nineteen hundred and three, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ferris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Hewitt (No. 430, Int. No. 400) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of Aldrich and Hall, Incorporated, and Ray S. Messenger, its assignee, or either or both of them, against the State for the unpaid amount earned under Barge canal terminal contract number seven for constructing dock wall at Fort Edward, New York; and for extra and additional work performed, and damages sustained in connection therewith; and for interest on the amount found due from the date the same should have been paid," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Carson (No. 478, Int. No. 444) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Charles O. Roe, of the village of Canisteo, New York, against the State, for damages alleged to have been sustained by him, on or about the twenty-second day of March, nineteen hundred and nineteen, through the alleged negligence of the State, its agents and employees on the State highway known as route fifteen, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Carson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Lusk (No. 534, Int.

No. 491) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the county of Chenango for reimbursement of moneys paid by such county for road construction alleged to have been chargeable to the State," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 753, Int. No. 681) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the canalized Mohawk river, at and near Schenectady, by reason of the alleged construction and maintenance of the Vischer's Ferry dam, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 754, Int. No. 682) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of certain persons against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Walton (No. 1265, Int. No. 689) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Schaulfer against the State while engaged in the work of the State in endeavoring to capture a lunatic who had escaped from the Binghamton State Hospital," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Wiswall (No. 776, Int. No. 704) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for money expended by it for additional labor and overtime work under a contract for the erection and completion of the poultry building at the State Fair grounds near Syracuse, New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Wiswall, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Robinson (No. 828, Int. No. 746) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the Remsen and the West Canada Creek Telephone Company, a domestic corporation, duly incorporated, organized and existing under and by virtue of the Transportation Corporations Law of State of New York, against the State for damages caused by the alleged unlawful acts of the State of New York, in the construction of a dam or reservoir across the West Canada creek, at the village of Hinckley, New York, for Barge canal purposes," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Robinson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Fearon (No. 835, Int. No. 758) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Duncan W. Peck, Ida V. Peck, Eunice M. Peck and Rhobie L. Sargent, constituting the copartnership firm of John White and Company, against the State for damages caused by the failure of the State to cause brine for the manufacture of salt to be supplied under date of August fifth, eighteen hundred and eighty-four," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Fearon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Whitley (No. 852, Int. No. 768) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of John M. Steele against the State for damages sustained by him by reason of the trespass of the State of New York on property owned by him in the town of Pittsford in the construction of the Barge canal," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Whitley, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Whitley (No. 853, Int. No. 769) entitled "An act to confer jurisdiction of a certain claim of the Industrial Distilling Company upon the Court of Claims notwithstanding the failure to file notice of intention," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Whitley, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Swift (No. 1115, Int. No. 827) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claims of Louise L. Groess and George E. Groess against the State for damages alleged to have been sustained by them on July nineteenth, nineteen hundred and nineteen, growing out of personal injuries received by Louise L. Groess while sitting on a public bench, located in grounds surrounding State School for the Blind, located at Batavia, New York, by reason of the breaking of a large decayed limb from a tree, located therein, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Swift, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which

was referred the Senate bill introduced by Mr. Karle (No. 1142, Int. No. 987) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Stuart M. Kohn against the State for services alleged to have been rendered the State by him as an attorney in investigating the case of Charles F. Steilow, convicted of murder," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Karle (No. 1143, Int. No. 988) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Val O'Farrell against the State for services alleged to have been rendered the State by him as a detective in investigating the case of Charles F. Steilow, convicted of murder," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Karle (No. 1337, Int. No. 1120) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Grace Humiston against the State for services alleged to have been rendered the State by her as an attorney in investigating the case of Charles F. Steilow, convicted of murder," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which referred the Senate bill introduced by Mr. Robinson (No. 1481, Int. No. 1216) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claims of the Cooper-Snell Company against the State of New York for damages sustained and for extra work, labor and materials furnished by such company in the construction of the Dolgeville-village-county road number eight hundred and sixty-eight and the Manheim Center and Salisbury Center road number four hundred and sixty-

three, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Robinson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Walton (No. 1552, Int. No. 1256) entitled "An act to confer jurisdiction upon the Court of Claims to hear, try and determine the claim of L. F. Bannon Plumbing, Heating and Contracting Corporation against the State of New York for damages for an alleged breach of contract, the same as though a notice of intention to file a claim had been given within the time prescribed by section two hundred and sixty-four of the Code of Civil Procedure," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Pitcher (No. 1048, Int. No. 923) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine claims against the State heretofore filed for compensation or damages for or on account of the appropriation of or damages to property in connection with the construction of improved canals and canal terminals," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Fearon (No. 1522, Int. No. 1242) entitled "An act to repeal subdivision eight of section ninety-eight of the Decedent Estate Law, relating to the distribution of personal property," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ames (No. 1553, Int. No. 1257) entitled "An act to amend the Dunkirk city

charter, generally," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ames, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Wiswall (No. 1404, Int. No. 195) entitled "An act to amend the Election Law, in relation to the form and preparation of ballots," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Walton (No. 1419, Int. No. 1171) entitled "An act to legalize and validate the acts and proceedings of a portion of the town of Esopus, known as the Port Ewen fire district, its voters, officers and agents, in relation to the issuance of a bond to validate and legalize such bond, and to authorize the town board of the town of Esopus, by resolution, to issue new bonds of the said town, in the place and stead of the bond theretofore issued, and to levy a tax on that portion of the town of Esopus known as the Port Ewen fire district, to pay and discharge said bonds," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Ferris, from the committee on agriculture, to which was referred the Senate bill introduced by Mr. Ferris (No. 1079, Int. No. 935) entitled "An act to amend the Farms and Markets Law, in relation to cold storage," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Ferris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Knight (No. 1285, Int. No. 1087) entitled "An act to amend the State Finance Law, in relation to outstanding checks or drafts on bank accounts of funds of the State," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Knight (No. 1460, Int. No. 1193) entitled "An act to amend the Insanity Law, in relation to the admission of patients to institutions, the use of hospital laboratories and the transfer of patients, and renumbering certain sections of such law," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ames (No. 1483, Int. No. 1218) entitled "An act to amend the charter of the city of Jamestown, in relation to transfer of lands and structures under the jurisdiction of the board of park commissioners of such city, not required for park purposes," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ames, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Steinberg (No. 651, Rec. No. 81) entitled "An act to amend the Judiciary Law, providing for the appointment of a general clerk to the justices of the Supreme Court in the first judicial district, and prescribing the duties of such clerk," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Flynn (No. 1566, Rec. No. 255) entitled "An act to amend the Judiciary Law, in relation to the salaries of interpreters of the county court of Bronx county," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Whitley

(No. 451, Int. No. 419) entitled "An act to amend the Judiciary Law, in relation to retirement of court attendants, librarians and assistant librarians of the Appellate Division in the third and fourth departments," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Whitley, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 1240, Int. No. 850) entitled "An act to amend the Judiciary Law, in relation to stenographers in the fourth and sixth judicial districts, and making an appropriation for an additional stenographer in each of such districts," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Pitcher (No. 585, Int. No. 210) entitled "An act to amend the Justice Court Act, in relation to fees of justices of the peace," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Warren (No. 1270, Rec. No. 290) entitled "An act to amend chapter seven hundred and four of the Laws of nineteen hundred and one, entitled 'An act to make the office of the clerk of the county of Kings a salaried office, and regulating the management of said office,' in relation to the compensation of copyists or recording clerks of current records," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Duell, from the committee on labor and industry, to which was referred the Senate bill introduced by Mr. Meyer (No. 662,

Int. No. 604) entitled "An act to amend the Labor Law, in relation to the power of the industrial board regarding hours of employment of women and minors," reported in favor of the passage of the same with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Walton (No. 1515, Int. No. 1235) entitled "An act to amend the Lien Law, in relation to the application of the article relating to chattel mortgages," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Evans (No. 1504, Rec. No. 277) entitled "An act to amend the charter of the city of Little Falls, generally," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Robinson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Hewitt (No. 1383, Int. No. 1150) entitled "An act authorizing the State Board of Estimate and Control to sell and convey the lands, buildings and premises known as the Mohansic Lake Reservation in the town of Yorktown, Westchester county, providing for the manner of sale and disposition of proceeds, and repealing article twelve of the Public Lands Law," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Harris (No. 1459, Int. No. 1192) entitled "An act to amend the New York City Municipal Court Code, in relation to marshals," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Walton (No.

1466, Int. No. 1199) entitled "An act to amend the General Municipal Law, in relation to prenatal and maternity care," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hewitt from the committee on finance, to which was referred the Senate bill introduced by Mr. Wiswall (No. 258, Int. No. 248) entitled "An act to amend the General Municipal Law and the State Finance Law, in relation to the awarding of contracts," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ames (No. 1484, Int. No. 1219) entitled "An act to amend the General Municipal Law, in relation to the construction and maintenance of memorial building or monument by a county or city," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ames, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Tolbert (No. 1485, Int. No. 1220) entitled "An act relating to paving, repaving and repairing certain streets in the city of New York, and the levying of assessments to pay the expense thereof, as a substitute for covenants for paving, repaving and repairing said streets," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Dunnigan (No. 1315, Int. No. 1117) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the New York Protestant Episcopal Public School," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Dunnigan (No. 1518, Int. No. 1238) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Michael La Grua, formerly a member of such force, who resigned from such position in the year nineteen hundred and nineteen," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Twomey (No. 1491, Int. No. 1226) entitled "An act authorizing the board of estimate and apportionment of the city of New York to compensate Richardson Webster, formerly a register of the county of Kings, for services hereafter to be performed in relation to such office," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Twomey, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Duggan (No. 289, Int. No. 279) entitled "An act to provide for a bridge connecting Manhattan and Queens boroughs, New York city," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Duggan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Smith (No. 1539, Int. No. 517) entitled "An act to authorize the board of estimate and apportionment of the city of New York to construct a tunnel for freight and passenger purposes under New York bay, between the boroughs of Richmond and Brooklyn, by improving and increasing the terminal facilities of the city of New York to maintain the supremacy of the port of New York," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Farrell (No. 982, Int. No. 865) entitled "An act conferring jurisdiction upon the board of estimate and apportionment of the city of New York to hear and determine the alleged claim of Thomas McGuire for personal injuries alleged to have been sustained by him in the year nineteen hundred and seventeen," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Farrell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Donohue (No. 1489, Rec. No. 225) entitled "An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and two, entitled 'An act to relieve the law department of the city of New York from paying fees to city, county or other officers,' in relation to executions by sheriffs," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Taylor (No. 609, Rec. No. 314) entitled "An act to authorize the police commissioner of the city of New York to increase the pension of James M. Cusack to an amount not exceeding the salary paid to him at the date of his retirement," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Farrell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Tolbert (No. 1276, Int. No. 1079) entitled "An act to amend the Greater New York charter, in relation to costs, charges and expenses in condemnation proceedings," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Duggan (No. 1148,

Int. No. 993) entitled "An act to amend the Greater New York charter, in relation to pensions in the street cleaning department," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Duggan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Duggan (No. 699, Int. No. 632) entitled "An act to amend the Greater New York charter, in relation to the removal of certain employees of the department of correction," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Duggan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Harris (No. 1351, Int. No. 1134) entitled "An act to amend the Greater New York charter, in relation to the pension payable to the commanding officer of the detective bureau in the police department of the city of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Harris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Duggan (No. 1367, Int. No. 873) entitled "An act to amend the Greater New York charter, in relation to persons appointed and authorized to operate steam boilers," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Duggan (No. 1371, Int. No. 863) entitled "An act to amend the Greater New York charter, in relation to employees appointed for the inspection of steam boilers," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which

was referred the Senate bill introduced by Mr. Karle (No. 1451, Int. No. 18) entitled "An act to amend the Greater New York charter, in relation to the powers of the commissioner of water supply, gas and electricity for the supervision and control of private water companies, and for the acquisition of their property," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Duggan (No. 1422, Int. No. 1174) entitled "An act to amend the Greater New York charter, in relation to the payment of pensions to members of the police and fire departments of such city disabled in the military or naval service of the United States," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Duggan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Fearon (No. 1054, Int. No. 23) entitled "An act to amend the Penal Law, in relation to negligent operation of motor vehicles," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 1397, Int. No. 1164) entitled "An act to amend the Penal Law, in relation to malicious injury to and destruction of property," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Davenport (No. 623, Int. No. 569) entitled "An act to amend the Penal Law, in relation to children," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Steinberg (No. 1565, Rec. No. 270) entitled "An act to amend the Penal Law, in relation to failure to protect horses from slipping," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Webb (No. 1619, Rec. No. 349) entitled "An act to authorize the town board of the town of Pine Plains, in the county of Dutchess, to establish fire limits for the hamlet of Pine Plains in such town, and provide for the adoption and enforcement of an ordinance therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Towner (No. 1238, Int. No. 800) entitled "An act to amend chapter four hundred and twenty-five of the Laws of eighteen hundred and ninety-six, entitled 'An act to amend the charter of the city of Poughkeepsie,' in relation to city bonds," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on judiciary, to which was referred the Senate bill introduced by Mr. Towner (No. 901, Int. No. 799) entitled "An act to legalize certain bonds of the city of Poughkeepsie, heretofore issued, for terms maturing more than twenty years from date of issue," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Towner (No. 568, Int. No. 520) entitled "An act to provide for extending the boundaries of the city of Poughkeepsie by annexing thereto a part of the town of Poughkeepsie and to provide for the government of the

annexed territory, for the payment of school and other bonded indebtedness and for the assessment and levy of taxes and submitting the act to the qualified voters of the annexed territory for approval," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Tolbert (No. 1431, Int. No. 1183) entitled "An act to amend an act in relation to the Provident Loan Society of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Fearon (No. 1129, Int. No. 979) entitled "An act to amend section one hundred and forty of the Public Lands Law, being chapter fifty of the Laws of nineteen hundred and nine, as amended by chapter one hundred and sixty-seven of the Laws of nineteen hundred and thirteen, by rendering canal lands abandoned pursuant to the provisions of article four of the Public Lands Law exempt from condemnation by railroad corporations until such lands have been sold and conveyed in the manner provided by the Public Lands Law," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Mullan (No. 1390, Int. No. 1157) entitled "An act to amend the charter of the city of Rochester, in relation to additional corporate powers to construct, maintain and make agreements relating to the use of a railroad," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Duggan (No. 469, Int. No. 437) entitled "An act to amend the

Tax Law, in relation to exemption of property owned by certain veteran associations of the army and navy," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Thompson (No. 1393, Int. No. 1160) entitled "An act to amend the Tax Law, in relation to reassessment of mapped lots illegally assessed," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Dobson (No. 1112, Rec. No. 143) entitled "An act to amend the Town Law, in relation to the deposits of moneys by the supervisors of towns," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Mr. Adler (No. 1378, Rec. No. 293) entitled "An act granting the consent of the State of New York to the occupation by the United States of a certain piece of land for lighthouse purposes, under water in the Hudson river, and ceding jurisdiction over same," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Davenport (No. 1510, Int. No. 1230) entitled "An act to amend chapter eighteen of the Laws of eighteen hundred and sixty-two, entitled 'An act to revise the charter of the city of Utica,' in relation to local improvements," reported in favor of the passage of the same,

which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Davenport (No. 1538, Int. No. 905) entitled "An act authorizing the purchase of additional land for the Marcy division of the Utica State Hospital, and making an appropriation therefor, and authorizing the sale and conveyance of certain State land in the city of Utica now occupied by the Utica State Hospital," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Dunnigan (No. 649, Int. No. 591) entitled "An act to validate the charter, confirm the rights of members, and legalize the acts of Van Nest hose companies numbers one and two of the Van Nest fire department, in the county of Bronx," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Wiswall (No. 1425, Int. No. 1178) entitled "An act to amend the charter of the city of Watervliet, in relation to the collection of certain taxes, water rents and assessments and sales for nonpayment thereof," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Wiswall, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Duell (No. 1434, Int. No. 1186) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to justices of the peace of the city of Yonkers, and repealing certain sections in relation

thereto," reported in favor of the passage of the same, which report was agreed to.

Mr. Davenport moved that the committee on taxation and retrenchment be discharged from the consideration of Senate bill (No. 1532, Int. No. 1252) entitled "An act to amend the Tax Law, generally, in relation to taxes on corporations and transfers of stock," and that the said bill be amended, reprinted and recommitted to the committee on taxation and retrenchment.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Thompson moved that the committee on public health be discharged from the consideration of Assembly bill (No. 1000, Rec. No. 244) entitled "An act to amend the Public Health Law, in relation to compensation of secretary of county mosquito extermination commission."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Thompson, and by unanimous consent, said bill was substituted for Senate bill (No. 798, Int. No. 721), now on the order of third reading.

Mr. Pitcher gave notice that at some future time he will move to suspend Senate rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30, and 44, for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Int. No. 110, Printed No. 112) entitled "An act to amend the County Law and Legislative Law, in relation to eliminating the publication of Session Laws in newspapers."

The Assembly bill (No. 1015, Rec. No. 357) entitled "An act to amend chapter two hundred and forty-three of the Laws of nineteen hundred and thirteen, entitled 'An act to provide for the retention and maintenance of portions of the present Champlain and Erie canals in the counties of Saratoga and Albany for navigation purposes after the completion of the Barge canal,' in relation to the abandonment of a portion thereof," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for

three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Mullan	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McGarry	Straus	Whitley
Davenport	Harris	Martin	Swift	Wiswall
Downing	Hewitt	Meyer		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1453, Rec. No. 354) entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' as amended by chapter eight hundred and one of the Laws of nineteen hundred and thirteen, in relation to the abandonment of the improvement of the canal in the city of Albany," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duell	Katlin	Pitcher	Thompson
Boylan	Duggan	Kavanaugh	Robinson	Tolbert
Burling	Dunnigan	Knight	Schackno	Towner
Burlingame	Farrell	Lockwood	Seidel	Twomey
Campbell	Fearon	Lowman	Simpson	Walton

Carson
Cotillo
Davenport

Ferris
Gibbs
Harris

Lusk
McGarry

Smith
Straus

Whitley
Wiswall

47

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1157, Int. No. 1002) entitled "An act to enable the city of Albany to grant an easement in, or convey or lease a plot of ground sufficient and adequate in size from that portion of real estate belonging to the city of Albany, known as the almshouse farm, for the purpose and to be used for the erection thereon of a building for the Albany College of Pharmacy," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames
Baumes
Bloomfield
Boylan
Burling
Burlingame
Campbell
Carson
Cotillo
Davenport

Downing
Draper
Duell
Duggan
Dunnigan
Farrell
Fearon
Ferris
Gibbs
Harris

Hewitt
Karle
Katlin
Kavanaugh
Knight
Lockwood
Lowman
Lusk
McGarry
Martin

Meyer
Mullan
Pitcher
Robinson
Schackno
Seidel
Simpson
Smith
Straus
Swift

Thayer
Thompson
Tolbert
Towner
Twomey
Walker
Walton
Whitley
Wiswall

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 576, Rec. No. 323) entitled "An act to amend the Conservation Law, in relation to open season for squirrels," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirma-

tive, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1323, Int. No. 978) entitled "An act to amend the County Law, in relation to compensation of county comptroller," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Robinson	Towner
Burlingame	Farrell	Lockwood	Seidel	Twomey
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris			

47

FOR THE NEGATIVE

Schackno Walker

2

Ordered, that the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 286, Int. No. 276) entitled "An act to amend the Election Law, in relation to compensation of inspectors," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Robinson	Towner
Burlingame	Farrell	Lockwood	Seidel	Twomey
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris			

47

FOR THE NEGATIVE

Schackno Walker

2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1569, Rec. No. 256) entitled "An act to amend chapter four hundred and eleven of the Laws of nineteen hundred and seventeen, entitled 'An act to provide for the registration and supervision of laboratories where live pathogenic germs are handled, and to prevent the use of bacteria for criminal purposes, and to eliminate careless methods of transporting live germs,'" was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1331, Int. No. 372) entitled "An act to amend the Public Health Law, in relation to consents for the maintenance and operation of garbage and rendering plants," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1441, Int. No. 891) entitled "An act to amend the Public Health Law, the County Law, the Town Law and the Village Law, in relation to engineering work in connection with the conservation of the public health," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thayer
Baumes	Draper	Karle	Pitcher	Thompson
Bloomfield	Duell	Katlin	Robinson	Tolbert

Boylan	Duggan	Kavanaugh	Schackno	Towner
Burling	Dunnigan	Knight	Seidel	Twomey
Burlingame	Farrell	Lockwood	Simpson	Walker
Campbell	Fearon	Lowman	Smith	Walton
Carson	Ferris	Lusk	Straus	Whitley
Cotillo	Gibbs	McGarry	Swift	Wiswall
Davenport	Harris	Meyer		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1332, Int. No. 371) entitled "An act to amend the Public Health Law, in relation to prohibiting the transportation of garbage, dead animals and other noxious or deleterious matter from one county of the State to another without consent of the local authorities," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Katlin	Pitcher	Thompson
Baumes	Duggan	Kavanaugh	Schackno	Tolbert
Bloomfield	Fearon	Knight	Seidel	Towner
Burling	Ferris	Lowman	Simpson	Walker
Burlingame	Gibbs	Lusk	Smith	Walton
Campbell	Harris	Meyer	Straus	Whitley
Carson	Karle	Mullan	Swift	Wiswall

35

FOR THE NEGATIVE

Twomey

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 864, Rec. No. 238) entitled "An act to provide for a department of public health in and for second and third class cities," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 946, Rec. No. 239) entitled "An act to amend the Public Health Law, in relation to consolidated health districts," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

4

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1000, Rec. No. 244) entitled "An act to amend the Public Health Law, in relation to compensation of secretary of county mosquito extermination commission," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1099, Int. No. 954) entitled "An act to legalize the acts of the electors of school district number seven, composed of the whole of the city of Hornell and a part of the town of Hornellsville, Steuben county, and the acts of the board of education of such district, in the purchase of property, the levy and collection of taxes, and proceedings had and taken by such board of education in the administration of such district," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1454, Int. No. 841) entitled "An act to amend the charter of the city of Hornell, in relation to the establishment, maintenance and disbursement of pension funds for policemen and firemen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duell	Katlin	Pitcher	Thompson
Boylan	Duggan	Kavanaugh	Robinson	Tolbert
Burlingame	Dunnigan	Knight	Schackno	Towner
Campbell	Farrell	Lockwood	Scidel	Twomey
Carson	Fearon	Lowman	Simpson	Walton
Cotillo	Ferris	Lusk	Smith	Whitley
Davenport	Gibbs	McGarry	Straus	Wiswall
	Harris	Martin		

48

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 942, Int. No. 839) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the Church of the Mediator, a religious corporation, in the borough of Bronx, city of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert

Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1010, Int. No. 893) entitled "An act to authorize the police commissioner of the city of New York to increase the pension allowed out of the police pension fund to John M. Smith, a retired member of the police force of such city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	McGarry	Swift
Baumes	Draper	Hewitt	Martin	Thayer
Bloomfield	Duell	Karle	Meyer	Thompson
Boylan	Duggan	Katlin	Mullan	Tolbert
Burling	Dunnigan	Kavanaugh	Pitcher	Towner
Campbell	Farrell	Knight	Robinson	Walton
Carson	Fearon	Lockwood	Seidel	Whitley
Cotillo	Ferris	Lowman	Simpson	Wiswall
Davenport	Gibbs	Lusk	Smith	

44

FOR THE NEGATIVE

Burlingame	Schackno	Straus	Twomey	Walker	5
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 786, Int. No. 714) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien on the property of 'Church of Saint Elizabeth of Hungary,' a religious corporation in the borough of Manhattan, city of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and

upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burlingame	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 506, Int. No. 463) entitled "An act to amend chapter four hundred and twelve of the Laws of nineteen hundred and seven, entitled 'An act providing for the court of general sessions of the city and county of New York, its judges and officers,' in relation to the retirement of its officers and employees," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burlingame	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1155, Int. No. 1000) entitled "An act to

amend the Greater New York charter, in relation to retirement from active service of officers, clerks and employees," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 70, Rec. No. 9) entitled "An act to amend the Greater New York charter, in relation to the publication of list of registered voters," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Harris	Lusk	Swift
Baumes	Downing	Hewitt	Martin	Thayer
Bloomfield	Draper	Karle	Meyer	Thompson
Boylan	Duell	Katlin	Mullan	Tolbert
Burling	Duggan	Kavanaugh	Pitcher	Towner
Burlingame	Fearon	Knight	Robinson	Walton
Campbell	Ferris	Lockwood	Simpson	Whitley
Carson	Gibbs	Lowman	Smith	Wiswall

40

FOR THE NEGATIVE

Cotillo	Farrell	Schackno	Straus	Walker
Dunnigan	McGarry	Seidel	Twomey	

9

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1453, Int. No. 1086) entitled "An act to amend the Greater New York charter, in relation to grades, ranks and salaries of officers and members of the uniformed force of the fire department of such city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thayer
Baumes	Draper	Karle	Pitcher	Thompson
Bloomfield	Duell	Katlin	Robinson	Tolbert
Boylan	Duggan	Kavanaugh	Schackno	Towner
Burling	Dunnigan	Knight	Seidel	Twomey
Burlingame	Farrell	Lockwood	Simpson	Walker
Campbell	Fearon	Lowman	Smith	Walton
Carson	Ferris	Lusk	Straus	Whitley
Otillo	Gibbs	McGarry	Swift	Wiswall
Davenport	Harris	Meyer		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1442, Int. No. 846) entitled "An act to amend the Inferior Criminals Courts Act of the City of New York, relative to the terms of clerks thereof," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Mullan	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey

Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McGarry	Straus	Whitley
Davenport	Harris	Martin	Swift	Wiswall
Downing	Hewitt	Meyer		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1602, Rec. No. 338) entitled "An act to establish and maintain a water department in and for the city of Norwich," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burlingame	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1115, Rec. No. 144) entitled "An act to amend the Penal Law, in relation to the prohibition of the use on vehicles of the device of arms of the State and other representations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thayer
Baumes	Draper	Karle	Pitcher	Thompson

Bloomfield	Duell	Kavanaugh	Robinson	Tolbert
Boylan	Duggan	Knight	Schackno	Towner
Burling	Dunnigan	Lockwood	Seidel	Twomey
Burlingame	Farrell	Lowman	Simpson	Walker
Campbell	Fearon	Lusk	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Martin	Swift	Wiswall
Davenport	Harris	Meyer		

48

FOR THE NEGATIVE

Katlin

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1124, Int. No. 974) entitled "An act to amend the Surrogate's Court Act, with respect to the general contents of a petition," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1535, Rec. No. 275) entitled "An act to amend the Tax Law, in relation to the payment over and distribution of taxes, and expenses of officers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Luak	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1409, Int. No. 885) entitled "An act to amend the Tax Law, in relation to transfer tax officer in the county of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Luak	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 513, Int. No. 470) entitled "An act to amend the Town Law, in relation to enlargement of water districts," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed

and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Luak	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 763, Int. No. 691) entitled "An act to amend the charter of the city of White Plains, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thayer
Baumes	Draper	Karle	Pitcher	Thompson
Bloomfield	Duell	Katlin	Robinson	Tolbert
Boylan	Duggan	Kavanaugh	Schackno	Towner
Burling	Dunnigan	Knight	Seidel	Twomey
Burlingame	Farrell	Lockwood	Simpson	Walker
Campbell	Fearon	Lowman	Smith	Walton
Carson	Ferris	Luak	Straus	Whitley
Cotillo	Gibbs	McGarry	Swift	Wiswall
Davenport	Harris	Meyer		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1439, Int. No. 114) entitled "An act to amend the Workmen's Compensation Law, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed

and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1502, Int. No. 454) entitled "An act making an appropriation for personal service and for maintenance and operation of the Labor Department," having been announced for third reading, Mr. Knight moved that said bill be recommitted to the committee on finance with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, reported said bill amend as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1190, Int. No. 1023) entitled "An act to amend the Civil Practice Act, in relation to the omission, in records on appeals, of matters not deemed necessary to the proper determination of such appeals," having been announced for third reading, Mr. Walton moved that said bill be recommitted to the committee on codes with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Walton, from the committee on codes, reported said bill

amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1081, Int. No. 937) entitled "An act to amend the Civil Rights Law, in relation to the dedication of the name or picture of any person for advertising or trade purposes," having been announced for third reading, Mr. Ferris moved that said bill be recommitted to the committee on the judiciary with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1249, Int. No. 1061) entitled "An act authorizing the city of Buffalo to acquire the lands authorized to be acquired by it by chapter one hundred and forty-two of the Laws of nineteen hundred and nine, which have not yet been acquired by said city, providing the purposes for which such lands may be used by said city, and confirming the acts of the city in purchasing parts of said lands," having been announced for third reading, Mr. Swift moved that said bill be recommitted to the committee on affairs of cities for a hearing, retaining its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1291, Int. No. 1093) entitled "An act to authorize the Attorney-General to adjust and compromise certain penalties under section fifteen-a of chapter seven hundred and fifty-three of the Laws of eighteen hundred and fifty-seven, as added by chapter six hundred and sixty-six of the Laws of nineteen hundred and fifteen," having been announced for third reading, Mr. Swift moved that said bill be recommitted to the committee on finance for a hearing, retaining its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Straus offered a resolution, in the words following:

Whereas, Albert Einstein of Switzerland and Chaim Weitzmann of Great Britain are now visiting our State; and

Whereas, The purpose of their visit is to cement the bonds of unity between the United States and her neighbors abroad in the great struggle for human progress and happiness and especially to unite the old world and the new in establishing a cultural center for the Jews of the World in Palestine; and

Whereas, The achievements of Dr. Einstein in the spheres of physics and astronomy have commanded the attention and the admiration of the entire civilized world, and the record of Dr. Weitzmann, as a chemist during the World War, has made the people of the allied and associated powers his debtors; and

Whereas, It is the desire of the Commonwealth of New York to make these distinguished visitors feel that every true American heart goes out to them in cordial welcome; therefore, be it

Resolved, That (if the Assembly concur) the people of the State of New York extend to Dr. Albert Einstein, Dr. Chaim Weitzmann and their associates the hand-clasp of fellowship and a heartfelt welcome.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Katlin offered a resolution, in the words following:

Whereas, The Public Service Commission of the Second District has recently granted an order permitting the telephone companies serving the people of Greater New York to increase their rates for charges 20 per centum, and denying to the people of Greater New York the eight per centum reduction in the charge which previously existed, which order means virtually an increase of twenty-eight per centum in the existing rates for telephone service in Greater New York; and

Whereas, Such increase at this time is entirely at variance with the crying necessity for reduction in prices of all commodities and public service charges necessary to encourage a revival of business;

Be it Resolved, That the Public Service Commission of the Second District be requested to forthwith furnish the Senate with information and data showing their reasons for granting such an increase in rates and charges to the telephone companies supplying the residents of Greater New York with service.

Ordered, That said resolution be referred to the committee on public service.

Mr. Walker offered a resolution, in the words following:

Whereas, The attempted enforcement of the Volstead Act with its extreme, erroneous and arbitrary definition of the term "intoxicating liquor," and the denial by Congress to the several States of the right of enforcement of the 18th Amendment for State purposes conferred by the second section of the 18th Amendment which gives each State "concurrent jurisdiction" for the purposes of enforcement, has resulted in gross violation and profound contempt for law which is destructive of an orderly system of government; and

Whereas, The consensus of authentic, reliable and sound scientific opinion is at variance with the definition of "intoxicating liquors" fixed by Congress; and

Whereas, The overwhelming sentiment of the State of New York is in favor of that degree of latitude and liberality in the definition of the term "intoxicating liquors" which is allowable under the 18th Amendment and which will legalize the manufacture and sale of light wines and beer; and

Whereas, By State legislation it is provided that "the phrase 'intoxicating liquor,' * * *, shall have the meaning defined by Congress from time to time hereafter for the purpose of enforcing the provisions of the 18th Amendment to the Constitution of the United States."

Be it Resolved (if the Assembly concur), That the Congress of the United States be and hereby is respectfully and urgently requested to modify with all convenient speed the provisions of the Federal statute known as the Volstead Act so that the definition of the term "intoxicating liquor" shall be as follows: The term "intoxicating liquors" shall mean a beverage having more than 2.75 per cent. of alcohol by weight but this definition shall be without prejudice to the right of the several States to adopt and enforce whatever definition they see fit, provided such State definitions do not violate the first section of the 18th Amendment which prohibits the production, transportation or sale of actual intoxicants, to the end that whilst interstate and foreign commerce shall be regulated by Congress, each State shall be at liberty to define "intoxicating liquors" for the purposes of its own internal affairs.

Ordered, That said resolution be referred to the committee on the judiciary.

Mr. Swift moved that the committee of the whole be discharged from the consideration of Senate bill (No. 1494, Int. No. 1211) entitled "An act to amend the Military Law, gen-

erally," and that the said bill be amended, reprinted and recommitted to the committee of the whole.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Assembly returned the Senate bill (No. 714, Int. No. 647) entitled "An act to amend the Tax Law, in relation to income tax deductions."

Also, Senate bill (No. 818, Int. No. 741) entitled "An act to amend the Code of Criminal Procedure, in relation to the jurisdiction of the county court of Suffolk county."

Also, Senate bill (No. 54, Int. No. 53) entitled "An act to amend the Prison Law, in relation to permitting inmates in State reformatories to attend funeral and last illness of near relatives."

Also, Senate bill (No. 1138, Int. No. 793) entitled "An act to amend the County Law, in relation to the creation of county purchasing departments and agencies."

Also, Senate bill (No. 915, Int. No. 814) entitled "An act to provide for the construction and maintenance of an incinerator, for the purpose of consuming by heat or fire all garbage or refuse, or like matter, in the village of Port Chester, and to provide means for the payment therefor."

Also, Senate bill (No. 988, Int. No. 871) entitled "An act to amend the Religious Corporations Law, in relation to sale, mortgage and lease of real property."

Also, Senate bill (No. 1021, Int. No. 743) entitled "An act to amend the Banking Law, in relation to powers of banks."

Also, Senate bill (No. 630, Int. No. 498) entitled "An act to amend chapter four hundred and five of the Laws of eighteen hundred and fifty-seven, entitled 'An act to reorganize the warden's office of the port of New York,' generally."

Also, Senate bill (No. 100, Int. No. 99) entitled "An act to amend the Tenement House Law, generally."

Also, Senate bill (No. 983, Int. No. 866) entitled "An act to amend the County Law, in relation to tuberculosis clinics."

Also, Senate bill (No. 1069, Int. No. 932) entitled "An act making an appropriation for highway improvement purposes in Essex county of the one-half of the unexpended balance of Essex county's share of moneys derived from the second bond issue for State road construction."

Also, Senate bill (No. 963, Int. No. 285) entitled "An act to amend the Civil Service Law, in relation to the retirement of officers and employees in the State civil service."

Also, Senate bill (No. 930, Int. No. 830) entitled "An act to amend the Poor Law, in relation to care of indigent sick persons."

Also, Senate bill (No. 777, Int. No. 705) entitled "An act to amend the charter of the Albany Diocese Mission Aid, in relation to membership."

Also, Senate bill (No. 1400, Int. No. 227) entitled "An act to repeal article one-a of the Military Law and to amend the Education Law, in relation to military training and the Military Training Commission, and to abolish such commission."

Also, Senate bill (No. 703, Int. No. 636) entitled "An act to amend the County Law, in relation to authority of the board of supervisors to levy taxes and appropriate money for the relief and education of poor persons, permanently or temporarily within the county."

Also, Senate bill (No. 747, Int. No. 675) entitled "An act to amend the Town Law, in relation to regulation of certain occupations in certain towns."

Also, Senate bill (No. 920, Int. No. 820) entitled "An act to amend the Judiciary Law, in relation to the appointment of court officers in Richmond county," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bills to the Governor.

The Assembly returned the Senate bill (No. 171, Int. No. 168) entitled "An act to amend the Greater New York charter, in relation to extraordinary expenditures by the board of health in case of impending pestilence," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 914, Int. No. 813) entitled "An act to amend an act entitled 'An act to authorize the board of estimate and apportionment of the city of New York to allow to certain officers and employees the difference in com-

pensation while engaged in Federal military, naval or marine service,' in relation to officers and employees restored to a position of the same grade as that held at the time of enlistment," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Assembly bill (No. 359, Senate Reprint No. 1072, Rec. No. 129) entitled "An act to amend the Town Law, in relation to application of certain provisions of Livingston county," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

Mr. Lusk moved that the Senate do now adjourn.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Whereupon, the Senate adjourned.

THURSDAY, APRIL 7, 1921

The Senate met pursuant to adjournment.

Prayer by Rev. A. M. Van Dewater.

The journal of yesterday was read and approved.

Mr. Knight introduced a bill (Int. No. 1330) entitled "An act making an appropriation for the expenses of the commissioners for the promotion of uniformity of legislation in the United States," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Also, a bill (Int. No. 1331) entitled "An act to amend the Labor Law, in relation to violations thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on labor and industry.

Mr. McCue introduced a bill (Int. No. 1332) entitled "An act to amend the Public Health Law, to require yearly reregistration of chiropodists or podiatrists," which was read the first time,

and by unanimous consent was also read the second time, and referred to the committee on public health.

Mr. Simpson introduced a bill (Int. No. 1333) entitled "An act to amend the Lien Law, in relation to chattel mortgages on stocks of merchandise," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Cotillo introduced a bill (Int. No. 1334) entitled "An act to authorize the board of estimate and apportionment to hear, audit, and allow the alleged claim of Lizzie Scannell, as executrix of the last will and testament of George F. Scannell, deceased, against the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Mullan introduced a bill (Int. No. 1335) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on the order of third reading.

Mr. Downing introduced a bill (Int. No. 1336) entitled "An act to amend the Greater New York charter, in relation to the time of payment of taxes," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Downing, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Fearon introduced a bill (Int. No. 1337) entitled "An act to authorize and empower the city of Syracuse to borrow on certificates of indebtedness such amount of money as shall be necessary to pay the expenses of operating the bridges over the Erie canal in such city for the period of navigation in the year nineteen hundred and twenty-one, and to provide for the payment of such indebtedness," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Fearon, and by unanimous consent, the

rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place in the order of third reading.

Mr. Thayer introduced a bill (Int. No. 1338) entitled "An act to amend the Conservation Law, in relation to raising fur-bearing animals," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

The committee on internal affairs of towns, counties and public highways introduced a bill (Int. No. 1339) entitled "An act to amend the Legislative Law, in relation to the publication of Session Laws and concurrent resolutions, and the rate of charge therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on internal affairs of towns, counties and public highways, retaining its place in the order of third reading.

Mr. Lusk introduced a bill (Int. No. 1340) entitled "An act to amend the Greater New York charter, in relation to a detective division of the police department," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place in the order of third reading.

Mr. Duell introduced a bill (Int. No. 1341) entitled "An act to provide for a lease, with an option to purchase, of certain real property in the town of Cortland, Westchester county, for military and naval purposes, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. McGarry introduced a bill (Int. No. 1342) entitled "An act conferring jurisdiction on the police commissioner of the city of New York to increase the pension heretofore awarded to Charles E. Hunt, a former police officer of such city," which was

read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Tolbert introduced a bill (Int. No. 1343) entitled "An act to amend the Election Law, in relation to form of ballots for voting machine," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Cotillo introduced a bill (Int. No. 1344) entitled "An act to change the name of Saint Joseph's Normal College to Saint Joseph's Normal Institute," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Cotillo, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Harris introduced a bill (Int. No. 1345) entitled "An act to amend the Tax Law, in relation to the exemption from local taxation of buildings altered for dwelling purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Knight introduced a bill (Int. No. 1346) entitled "An act to amend the Mental Deficiency Law, generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place in the order of third reading.

Mr. Martin introduced a bill (Int. No. 1347) entitled "An act to amend the Judiciary Law, in relation to exemption from jury duty," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Martin, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place in the order of third reading.

The Assembly sent for concurrence the bill (No. 1070, Rec. No. 364) entitled "An act to amend the Highway Law, in relation to the selection of a jury to determine the necessity of private roads, and the amount of all damages to be sustained by the open-

ing thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1331, Rec. No. 365) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, relative to the terms of clerks thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1403, Rec. No. 366) entitled "An act authorizing the city of Utica to change the course of Sylvan Glen creek, and of Beckwith creek, in the town of New Hartford and the city of Utica, to acquire property therefor, and make and maintain improvements in such city and town, and to issue bonds to pay therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1075, Rec. No. 367) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Charles Flynn against the State for personal injuries alleged to have been sustained by him on or about the fifteenth day of February, nineteen hundred and nineteen, in ejecting a certain woman from the Assembly chamber while in the employ of the State as an assistant doorkeeper of the Assembly and in the course of such employment, and to render judgment therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1762, Rec. No. 368) entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' generally," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1382, Rec. No. 369) entitled "An act to amend section five hundred and ninety-three of the Civil Practice Act, making the giving of security unnecessary to perfect an appeal to the Court of Appeals, where the Appellate Division

or a judge of the Court of Appeals shall certify that a constitutional question is involved; nor by a claimant under the Workmen's Compensation Law, where the decision of the Appellate Division is not unanimous, nor where the decision of the Appellate Division is unanimous and such appeal is with the consent of the Appellate Division, or a judge of the Court of Appeals," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1720, Rec. No. 370) entitled "An act to amend the Conservation Law, in relation to the classification of lands and forests dedicated to continuous production and exemption of reforested land from taxation," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 1339, Rec. No. 371) entitled "An act to amend the Code of Civil Procedure, in relation to summary proceedings to recover the possession of real property in cities of the first class and in cities in a county adjoining a city of the first class for default in the payment of rent," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 171, Rec. No. 372) entitled "An act to amend the Penal Law, in relation to depositing or leaving papers or refuse on highways and destroying or removing receptacles therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 638, Rec. No. 373) entitled "An act to amend the Insurance Law, in relation to mutual fire insurance corporations," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Towner, and by unanimous consent, said bill was substituted for Senate bill (No. 348, Int. No. 332), now on the order of third reading.

Also, a bill (No. 639, Rec. No. 374) entitled "An act to amend the Insurance Law, in relation to marine insurance corporations," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Towner, and by unanimous consent, said bill was substituted for Senate bill (No. 347, Int. No. 331), now on the order of third reading.

Also, a bill (No. 1082, Rec. No. 375) entitled "An act to amend the Insurance Law, in relation to limitation of expenses of domestic life insurance corporations," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Towner, and by unanimous consent, said bill was substituted for Senate bill (No. 1401, Int. No. 703), now on the order of third reading.

Also, a bill (No. 1445, Rec. No. 376) entitled "An act to amend the County Law, in relation to soldiers' memorials," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ames, and by unanimous consent, said bill was substituted for Senate bill (No. 1078, Int. No. 934), now on the order of third reading.

Also, a bill (No. 1466, Rec. No. 377) entitled "An act to authorize the State Commissioner of Highways to dispose at public or private sale of certain machinery, tools and equipment which was purchased by the State for the construction of highway number fifty-five hundred and eighty-eight, in Greene county," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1592, Rec. No. 378) entitled "An act to amend the Judiciary Law, in relation to compensation of interpreters," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Campbell, and by unanimous consent, said bill was substituted for Senate bill (No. 1245, Int. No. 1057), now on the order of third reading.

Also, a bill (No. 1639, Rec. No. 379) entitled "An act to amend the Penal Law, in relation to buying or receiving stolen or wrongfully acquired property," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1636, Rec. No. 380) entitled "An act to amend the Town Law, in relation to the drainage of agricultural lands," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1661, Rec. No. 381) entitled "An act to amend the Public Health Law, in relation to the amount of property to be owned or possessed by district and State dental societies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

Also, a bill (No. 1512, Rec. No. 382) entitled "An act to amend the State Charities Law, in relation to quarterly or monthly estimates of expenses," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ames, and by unanimous consent, said bill was substituted for Senate bill (No. 1149, Int. No. 994), now on the order of third reading.

Also, a bill (No. 1607, Rec. No. 383) entitled "An act to amend the Village Law, in relation to the powers of board of trustees for the lease and maintenance of public hack stands," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, said bill was substituted for Senate bill (No. 1261, Int. No. 1073), now on the order of third reading.

Also, a bill (No. 1645, Rec. No. 384) entitled "An act to amend the Education Law, in relation to fees of printers for publishing notices and reports," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, said bill was substituted for Senate bill (No. 1381, Int. No. 996), now on the order of third reading.

Also, a bill (No. 1488, Rec. No. 385) entitled "An act to amend the Stock Corporation Law, in relation to the separation of the powers of a stock corporation," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules

were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place in the order of third reading.

Also, a bill (No. 1557, Rec. No. 386) entitled "An act to amend the Penal Law, in relation to providing against persons not duly licensed advising within the State, for compensation, respecting the law of a foreign country, or maintaining an office within the State for such purpose," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1605, Rec. No. 387) entitled "An act to amend the Public Lands Law, in relation to abandonment of lands held by the State under erroneous tax deeds," which was read the first time, and by unanimous consent was also read the second time.

Mr. Davenport moved that said bill be laid upon the table.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Also, a bill (No. 1091, Rec. No. 388) entitled "An act to amend the charter of the city of Port Jervis, in relation to street improvements and payments therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Baumes, and by unanimous consent, said bill was substituted for Senate bill (No. 752, Int. No. 680), now on the order of third reading.

Also, a bill (No. 1593, Rec. No. 389) entitled "An act to amend the Village Law, in relation to the powers of boards of trustees to establish building lines and to regulate the character and location of buildings constructed within a village," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, a bill (No. 1267, Rec. No. 390) entitled "An act to amend the Greater New York charter, in relation to annuities of certain retired members of the fire and police departments," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1465, Rec. No. 391) entitled "An act to amend the Agricultural Law, in relation to New York standard A grade apples," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on agriculture.

Also, a bill (No. 1594, Rec. No. 392) entitled "An act to amend the Highway Law, in relation to limitation of speed of motor vehicles through unincorporated villages, hamlets and thickly populated communities in towns," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1717, Rec. No. 393) entitled "An act to amend the Conservation Law, in relation to taking great northern pike in Lake Champlain and Lake George," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ferris, and by unanimous consent, said bill was substituted for Senate bill (No. 1548, Int. No. 826), now on the order of third reading.

Also, a bill (No. 1686, Rec. No. 394) entitled "An act to amend chapter three hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to incorporate the city of Geneva,' generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Carlson, and by unanimous consent, said bill was substituted for Senate bill (No. 1505, Int. No. 727), now on the order of third reading.

Also, a bill (No. 1197, Rec. No. 395) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Duncan W. Peck, Ida V. Peck, Eunice M. Peck and Rhobie L. Sargent, constituting the copartnership firm of John White and Company, against the State for damages caused by the failure of the State to cause brine for the manufacture of salt to be supplied to claimants as required by the terms of a lease made by the State under date of August fifth, eighteen hundred and eighty-four," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1271, Rec. No. 396) entitled "An act to permit the Bay Ridge Park Improvement Company to apply to the State Tax Commission for revision and readjustment of the taxes stated against it under section one hundred and eighty-two of the Tax Law, and acts amendatory thereof, based on its reports and otherwise for the years nineteen hundred and five to and through nineteen hundred and eleven, inclusive," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on taxation and retrenchment.

Also, a bill (No. 1622, Rec. No. 397) entitled "An act to amend the Tax Law, in relation to the use of real property exempt from taxation for registration and polling places," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on taxation and retrenchment.

Also, a bill (No. 1743, Rec. No. 398) entitled "An act to provide for the reinstatement by the State Commissioner of Education of Lena M. Zipfel in the teaching staff of the public schools of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, a bill (No. 1016, Rec. No. 399) entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to lists of trial jurors and grand jurors," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, said bill was substituted for Senate bill (No. 725, Int. No. 656), now on the order of third reading.

Also, a bill (No. 1719, Rec. No. 400) entitled "An act to amend the Conservation Law, in relation to restriction of use of decoys in aid of taking water fowl," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1761, Rec. No. 401) entitled "An act to

amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to the salary of commissioner of jurors of the county of Suffolk," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, said bill was substituted for Senate bill (No. 1504, Int. No. 608), now on the order of third reading.

Also, a bill (No. 681, Rec. No. 402) entitled "An act to amend the General City Law, in relation to money for Memorial Day in cities of the third class," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 83, Rec. No. 403) entitled "An act to amend the Highway Law, in relation to bridges upon State and county highways," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1721, Rec. No. 404) entitled "An act to amend the New York City Municipal Court Code, in relation to the districts and number of justices of such court, establishing a new district therein and providing for new justices and employees thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1266, Rec. No. 405) entitled "An act to authorize and empower the police commissioner of the city of New York to relieve from service Cornelius B. Doherty, as a member of the police force, for permanent disabilities received in the performance of his duties while a member of such force, and to award him an annual pension during his lifetime of a sum not to exceed three-fourths of the full compensation at the time of retirement, to be paid from the pension fund of such force," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1768, Rec. No. 406) entitled "An act to

amend the New York City Municipal Court Code, in relation to marshals," which was read the first time, and by unanimous consent was also read the second time.

Mr. Harris moved that said bill be laid upon the table.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Also, a bill (No. 1765, Rec. No. 407) entitled "An act to amend the Greater New York charter, in relation to the appointment of clerks and deputy clerks of the municipal court of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

The Assembly returned the bill (No. 213, Assembly Reprint No. 1742, Int. No. 206) entitled "An act to amend chapter two hundred of the Laws of eighteen hundred and fifty-four, entitled 'An act declaring a part of the West Canada creek, and its branches, a public highway, and regulating the passage of logs and lumber down the same, and for the improvement of said streams,' generally," with a message that they have concurred in the passage of the same with the following amendments:

Page 3, line 23, strike out the period and insert in italics "and a new section five is hereby added, to read as follows:

"§ 5. The use of said streams and the several branches thereof under this act is limited to the period of ten years from the date of the enactment hereof."

Mr. Robinson moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames
Baumes
Bloomfield
Burling

Draper
Duggan
Dunnigan
Farrell

Katlin
Kavanaugh
Knight
Lockwood

Meyer
Mullan
Pitcher
Robinson

Swift
Thayer
Thompson
Tolbert

Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

The Assembly sent for concurrence a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the mayor of the city of New York requesting the return to the Assembly of Assembly bill (No. 56, Rec. No. 4) entitled "An act to amend the Greater New York charter, in relation to the transfer by the commissioner of parks for Manhattan and Richmond to the president of the borough of Manhattan of a portion of sidewalk on the northerly side of Fifty-ninth street, in the city of New York," for the purpose of amendment.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

Ordered, That the Clerk return said resolution to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Swift, from the committee on military affairs, to which was referred the Assembly bill introduced by Mr. Pette (No. 95, Rec. No. 182), entitled "An act to authorize the Adjutant-General of the State to issue arms and ammunition to posts of the United Spanish American War Veterans, the Veterans of Foreign Wars of the United States and the American Legion," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Swift, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Robinson, from the committee on civil service, to which was referred the Assembly bill introduced by Mr. Taylor (No. 1583, Rec. No. 309), entitled "An act to amend the Civil Service Law, in relation to the restoration to their former position or employment of certain persons connected with the Federal

service during the war," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Robinson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Knight, from the committee on public service, to which was referred the Senate bill introduced by Mr. Gibbs (No. 1495, Int. No. 1075), entitled "An act to amend the Conservation Law, in relation to licensing the use of water for power and other purposes, and to providing for the exercise of the power of eminent domain, in relation to the production, sale and distribution of heat, light and power to the public, and making an appropriation for expenses," reported the same, with amendments, with a recommendation that said bill be referred to the committee on finance, which report was agreed to.

Mr. Thompson, from the committee on conservation, to which was referred the Assembly bill introduced by Mr. Betts (No. 1708, Rec. No. 352), entitled "An act to amend the Conservation Law, in relation to hunting and fishing on private land used for agricultural or other purposes," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Thompson, from the committee on conservation, to which was referred the Assembly bill introduced by Mr. Hutchinson (No. 836, Rec. No. 204), entitled "An act to amend the Conservation Law, in relation to the taking of muskrats," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Thompson, from the committee on conservation, to which was referred the Assembly bill introduced by Mr. Betts (No. 1231, Rec. No. 322), entitled "An act to amend the Conservation Law, in relation to the use of nets in Lakes Erie and Ontario," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Thompson, from the committee on conservation, to which was referred the Senate bill introduced by Mr. Ferris (No. 1523, Int. No. 1243), entitled "An act to amend the Conservation Law,

in relation to the open season for taking deer in certain towns in Washington county," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Ames (No. 1526, Int. No. 1246), entitled "An act to amend the Education Law, in relation to the additional apportionment of school moneys," reported the same with a recommendation that said bill be referred to committee on finance, which report was agreed to.

Mr. Lockwood, from the committee on public education, to which was referred the Assembly bill introduced by Mr. T. C. Moore (No. 1533, Rec. No. 268), entitled "An act to amend the Education Law, in relation to instruction in the conduct and procedure of elections," reported in favor of the passage of the same with a recommendation that said bill be referred to the committee on finance, which report was agreed to.

Mr. Lockwood, from the committee on public education, to which was referred the Assembly bill introduced by Mr. McKee (No. 1362, Rec. No. 263), entitled "An act to amend the Education Law, in relation to the law library of the city court of the city of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Mullan (No. 579, Int. No. 531), entitled "An act to amend the Education Law, in relation to cost of maintenance and instruction of pupils in institutions for the deaf and dumb," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Assembly bill introduced by Mr. Martin (No. 1089, Rec. No. 257), entitled "An act to amend the Education Law, in relation to compensation of librarian of the Supreme

Court library at Utica, and abolishing the office of assistant librarian," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Baumes (No. 1428, Int. No. 1180), entitled "An act to amend the Education Law, in relation to the retirement of public school teachers who have taught for a period of sixty years," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Mullan (No. 1426, Int. No. 1179), entitled "An act to amend the Education Law, in relation to the numbers, salaries and compensation of members of the supervising and teaching staff, and other employees of boards and departments of education in certain cities," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Mullan (No. 690, Int. No. 409), entitled "An act to amend the Education Law, relative to discipline and physical training," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Walton (No. 1405, Int. No. 995), entitled "An act to amend the Education Law, in relation to apportionment to contracting district," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Fearon (No. 1015, Int. No. 898), entitled "An act to amend the Education Law, in relation to instruction in the public schools on the subject of fire prevention," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Boylan (No. 383, Int. No. 363), entitled "An act to amend the Education Law, in relation to local historians, in boroughs of a city having more than one million inhabitants," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Hewitt (No. 840, Int. No. 401), entitled "An act to amend the Education Law, in relation to industrial teachers' scholarships," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Mullan (No. 1443, Int. No. 573), entitled "An act to amend the Education Law, relative to boards of education in the city school districts," reported in favor of the passage of the same with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Lusk (No. 934, Int. No. 834), entitled "An act to regulate the exhibition of motion pictures, creating a commission therefor, and making an appropriation therefor," reported in favor of the passage of the same with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Knight, from the committee on public service, to which was referred the Senate bill introduced by Mr. Fearon (No. 1381, Int. No. 1148), entitled "An act to amend section forty-eight of the Transportation Corporations Law, being chapter two hundred and nineteen of the Laws of nineteen hundred and nine, by rendering canal lands abandoned pursuant to the provisions of article four of the Public Lands Law exempt from condemnation by pipe line corporations until such lands have been sold and conveyed in the manner provided by the Public Lands Law," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Davenport (No. 1255, Int. No. 1067), entitled "An act to amend the Public Lands Law, in relation to abandonment of lands held by the State under erroneous tax deeds," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport moved to take from the table the Assembly bill (No. 1605, Rec. No. 387) identical with said Senate bill.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Davenport, and by unanimous consent, said bill was substituted for Senate bill (No. 1255, Int. No. 1067), now on the order of third reading.

Mr. Knight, from the committee on public service, to which was referred the Senate bill introduced by Mr. Knight (No. 1384, Int. No. 1151), entitled "An act to amend the Railroad Law, relative to the construction of new highway crossings of railroads, the elimination of existing railroad grade crossings or changing existing railroad crossings," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr.

Davenport (No. 1456, Int. No. 1189), entitled "An act to amend the Tax Law, in relation to abandonment of claim of title under tax deeds on cancellation of sale," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Davenport (No. 1256, Int. No. 1068), entitled "An act to amend the Tax Law, in relation to cancellation of tax sales," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Ames moved that the committee on finance be discharged from the consideration of Senate bill (No. 498, Int. No. 66) entitled "An act to provide for the location, creation and management of the Allegany State Park in Cattaraugus county and for the purchase of lands; and making an appropriation therefor," and that the said bill be amended, reprinted and recommitted to the committee on finance.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Knight moved that the committee on conservation be discharged from the consideration of Assembly bill (No. 1623, Rec. No. 342) entitled "An act to amend the Conservation Law, in relation to the maintenance of certain drains and ditches, and to repeal the Drainage Law."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Knight, and by unanimous consent, said bill was substituted for Senate bill (No. 1366, Int. No. 901), now on the order of third reading.

Mr. Wiswall moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 1135, Rec. No. 193), entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for money expended by it for additional labor and overtime work under a contract for

the erection and completion of the poultry building at the State Fair grounds near Syracuse, New York."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Wiswall, and by unanimous consent, said bill was substituted for Senate bill (No. 776, Int. No. 704), now on the order of third reading.

Mr. Lusk moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 417, Rec. No. 209) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the firm of Paddleford and King for moneys alleged to be due them for the construction of a concrete bridge upon county highway number seven hundred and five in the county of Chenango."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Ferris moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 917, Rec. No. 202) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Ida M. Reed, personally and as administratrix of the estate of Merritt Lewis Reed, deceased, against the State for damages for the death of said deceased, alleged to have occurred as the result of the negligence of a superior or fellow employee, or both, in the employ of the State at Saranac Lake on the thirteenth day of May, nineteen hundred and nineteen, and authorizing such court to render judgment therefor."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Ferris, and by unanimous consent, said bill was substituted for Senate bill (No. 1113, Int. No. 321), now on the order of third reading.

Mr. Campbell moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 145, Rec. No. 206) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of

Charles Specht, as assignee, and Glenn A. Stockwell, as trustee in bankruptcy of McMahon and Fell, individually and as copartners, for an alleged breach of contract and for extra work performed and material furnished in the Cambria-Lockport county highway, and to render judgment therefor."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Campbell, and by unanimous consent, said bill was substituted for Senate bill (No. 59, Int. No. 58), now on the order of third reading.

Mr. Wiswall moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 1185, Rec. No. 193) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for money expended by it for additional labor and overtime work under a contract for the erection and completion of the poultry building at the State Fair grounds near Syracuse, New York."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Wiswall, and by unanimous consent, said bill was substituted for Senate bill (No. 776, Int. No. 704), now on the order of third reading.

Mr. Thayer moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 423, Rec. No. 218) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Waddington, Saint Lawrence county, against the State for reimbursement of money erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways, to apply upon a certain highway contract."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Thayer, and by unanimous consent, said bill was substituted for Senate bill (No. 201, Int. No. 197), now on the order of third reading.

Mr. Davenport moved that the committee on taxation and

retrenchment be discharged from the consideration of Senate bill (No. 1509, Int. No. 1229) entitled "An act to amend the Stock Corporation Law and the Tax Law, in relation to certain taxes on corporations," and that the said bill be amended, reprinted and recommitted to the committee on taxation and retrenchment.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 1455, Int. No. 1188) entitled "An act to amend the Stock Corporation Law, in relation to the issue of additional stock to employees," and that said bill be amended, reprinted and recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Cotillo moved that the committee on the judiciary be discharged from the consideration of the concurrent resolution introduced by him on February 21st, memorializing Congress relative to the new State of Manhattan, and that said resolution be amended, as follows:

In the first paragraph of the resolution clause after the words "boundaries of the city of New York" insert "and Long Island and Westchester county."

and recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Cotillo gave notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30 and 43 for the purpose of reading, passing and transmitting to the Assembly out of its regular order the concurrent resolution relative to the new State of Manhattan.

Mr. Farrell moved that the committee on affairs of cities be discharged from the consideration of Assembly bill (No. 1228, Rec. No. 345) entitled "An act conferring jurisdiction upon the board of estimate and apportionment of the city of New York to hear and determine the alleged claim of Thomas McGuire for personal injuries alleged to have been sustained by him in the year nineteen hundred and seventeen."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Farrell, and by unanimous consent, said bill was substituted for Senate bill (No. 982, Int. No. 865), now on the order of third reading.

Mr. Campbell moved that the committee on finance be discharged from the consideration of Senate bill (No. 996, Int. No. 879) entitled "An act to enlarge the State Reservation at Niagara, and to establish the New York State memorial riverways and reserves, extending along the Niagara river from Lake Erie to Lake Ontario, with suitable structures thereon, and to create thereby a permanent and fitting memorial of the patriotism and devotion and the great achievements of the soldiers and sailors from this State and the Nation, who served in the army and navy of the United States during the World War; also making an appropriation therefor, and providing a charge upon the use of water power developed at Niagara Falls, for the purpose of paying in part or in whole the expenses thereof," and that the said bill be amended, reprinted and recommitted to the committee on finance.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Baumes gave notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30 and 43 for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 83, Int. No. 82) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section nine of article five of the Constitution, in relation to preferences, in employment and promotion, of soldiers, sailors and marines."

The Assembly bill (No. 1453, Rec. No. 354) entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and

three,' as amended by chapter eight hundred and one of the Laws of nineteen hundred and thirteen, in relation to the abandonment of the improvement of the canal in the city of Albany," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burlingame	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Seidel	Towner
Campbell	Fearon	Lusk	Simpson	Walton
Carson	Ferris	McCue	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris			

42

FOR THE NEGATIVE

Schackno Walker

2

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1499, Int. No. 958) entitled "An act to authorize the appointment of the commissioners to 'the port authority' established by the agreement or compact between the States of New York and New Jersey within the 'port of New York,' and making an appropriation therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Mullan	Thayer
Baumes	Duggan	Kavanaugh	Pitcher	Thompson
Bloomfield	Dunnigan	Knight	Robinson	Tolbert

Burling	Farrell	Lowman	Seidel	Towner
Campbell	Fearon	Lusk	Simpson	Walton
Carson	Ferris	McCue	Smith	Whitley
Cotillo	Gibbs	Martin	Swift	Wiswall
Davenport	Harris	Meyer		

38

FOR THE NEGATIVE

Burlingame	Karle	Schackno	Straus	Walker
Downing	McGarry			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1585, Rec. No. 307) entitled "An act making an appropriation for the payment by the State in the first instance of the Federal government's share of the cost of construction and improvement of rural post roads within the State as provided under the provisions of an act of Congress, entitled 'An act to provide that the United States shall aid the States in the construction of rural post roads and for other purposes,'" was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1286, Int. No. 1088) entitled "An act to amend the charter of the city of Batavia, as enacted by the Legislature in the year nineteen hundred and twenty-one, in relation to repealing, with saving clause, the former charter, being chapter three hundred and fifty-four of the Laws of nineteen

hundred and fourteen, entitled 'An act to incorporate the city of Batavia,' as amended," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	McGarry	Swift
Baumes	Downing	Harris	Mullan	Thompson
Bloomfield	Draper	Hewitt	Pitcher	Tolbert
Burling	Duggan	Kavanaugh	Robinson	Towner
Burlingame	Dunnigan	Knight	Simpson	Walker
Campbell	Farrell	Lowman	Smith	Walton
Carson	Fearon	Lusk	Straus	Wiswall
Cotillo	Ferris	McCue		

38

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 615, Rec. No. 237) entitled "An act to amend the General City Law, in relation to the creation of purchasing departments and agencies," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1707, Rec. No. 362) entitled "An act to amend the State Charities Law, in relation to the superin-

tendent of the New York State Reformatory for Women at Bedford," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Karle	Mullan	Thayer
Baumes	Draper	Kavanaugh	Pitcher	Thompson
Bloomfield	Duggan	Knight	Robinson	Tolbert
Burling	Dunnigan	Lowman	Schackno	Towner
Furlingame	Farrell	Lusk	Seidel	Walker
Campbell	Fearon	McCue	Simpson	Walton
Carson	Gibbs	McGarry	Smith	Whitley
Cotillo	Harris	Meyer	Swift	Wiswall
Davenport	Hewitt			

42

FOR THE NEGATIVE

Straus	Ferris	2
--------	--------	---

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1305, Int. No. 1107) entitled "An act to amend the Code of Civil Procedure, in relation to testamentary trustees," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Furlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1087, Senate Reprint No. 1446, Rec. No. 172) entitled "An act to amend the Code of Civil Procedure, in relation to the compensation of the surrogate's court stenographers of Oneida and Sullivan counties," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson,
Burling	Dunnigan	Lowman	Schackno	Tolbert
Furlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walton
Carson	Ferris	McGarry	Smith	Whitley
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Assembly bill (No. 92, Rec. No. 125) entitled "An act to amend the Code of Civil Procedure, in relation to payments of distributive shares and legacies to infants," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Furlingame	Farrell	Lowman	Schackno	Towner

Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1375, Int. No. 1144) entitled "An act to amend the Code of Civil Procedure, in relation to deputy clerk of surrogate's court in Cayuga county," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Purlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1719, Rec. No. 400) entitled "An act to amend the Conservation Law, in relation to restriction of use of decoys in aid of taking water fowl," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert

Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1545, Int. No. 784) entitled "An act to amend the Conservation Law, in relation to engineering and construction work," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	McGarry	Swift
Baumes	Downing	Harris	Mullan	Thompson
Bloomfield	Draper	Hewitt	Pitcher	Tolbert
Burlingame	Duggan	Kavanaugh	Robinson	Towner
Campbell	Dunnigan	Knight	Simpson	Walker
Carson	Farrell	Lowman	Smith	Walton
Cotillo	Fearon	Lusk	Straus	Wiswall
	Ferris	McCue		

38

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 227, Int. No. 220) entitled "An act to amend the Conservation Law, in relation to the open season for grouse or partridge," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burlingame	Dunnigan	Lowman	Seidel	Towner

Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 224, Int. No. 217) entitled "An act to amend the Conservation Law, in relation to the issuance of permits for the use of ferrets," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 223, Int. No. 216) entitled "An act to amend the Conservation Law, in relation to licenses for the breeding and sale of ferrets," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner

Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 940, Int. No. 837) entitled "An act to amend the Conservation Law, in relation to the taking of raccoon in the counties of Westchester, Putnam, Dutchess and Rockland," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1623, Rec. No. 342) entitled "An act to amend the Conservation Law, in relation to the maintenance of certain drains and ditches, and to repeal the Drainage Law," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Knight	Pitcher	Thayer
Baumes	Duggan	Lockwood	Reischmann	Thompson
Bloomfield	Dunnigan	Lowman	Robinson	Tolbert
Burling	Farrell	Lusk	Schackno	Towner
Burlingame	Fearon	McCue	Seidel	Twomey
Campbell	Ferris	McGarry	Simpson	Walker
Carson	Gibbs	Martin	Smith	Walton
Cotillo	Harris	Meyer	Straus	Whitley
Davenport	Hewitt	Mullan	Swift	Wiswall
Downing	Kavanaugh			

47

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 414, Rec. No. 336) entitled "An act to amend the Conservation Law, in relation to the open season for woodcock," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1199, Int. No. 1032) entitled "An act to amend the County Law, in relation to official bonds and undertakings of clerks in county offices," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1542, Int. No. 808) entitled "An act to amend chapter five hundred and sixty-four of the Laws of nineteen hundred and ten, entitled 'An act to provide for county roads in certain counties adjoining cities of the first class,' in relation to the maintenance and cost of such roads," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	McGarry	Swift
Baumes	Downing	Harris	Mullan	Thompson
Bloomfield	Draper	Hewitt	Pitcher	Tolbert
Burling	Duggan	Kavanaugh	Robinson	Towner
Burlingame	Dunnigan	Knight	Simpson	Walker
Campbell	Farrell	Lowman	Smith	Walton
Carson	Fearon	Lusk	Straus	Wiswall
Cotillo	Ferris	McCue		

38

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1352, Int. No. 1135) entitled "An act to amend the Transportation Corporations Law, in relation to gas and electric light corporations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and

upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 232, Int. No. 225) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the firm of Paddleford and King for moneys alleged to be due them for the construction of a concrete bridge upon county highway number seven hundred and five in the county of Chenango," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	McGarry	Swift
Baumes	Downing	Harris	Meyer	Thayer
Bloomfield	Draper	Hewitt	Mullan	Thompson
Burling	Duggan	Kavanaugh	Pitcher	Tolbert
Burlingame	Dunnigan	Knight	Robinson	Towner
Campbell	Farrell	Lowman	Seidel	Walton
Carson	Fearon	Lusk	Simpson	Whitley
Cotillo	Ferris	McCue	Smith	Wiswall

40

FOR THE NEGATIVE

Schackno	Straus	Walker	
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3

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 478, Int. No. 444) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and

determine the claim of Charles O. Roe, of the village of Canisteo, New York, against the State, for damages alleged to have been sustained by him, on or about the twenty-second day of March, nineteen hundred and nineteen, through the alleged negligence of the State, its agents and employees on the State highway known as route fifteen, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	Meyer	Thayer
Baumes	Draper	Hewitt	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Robinson	Towner
Burlingame	Farrell	Lowman	Seidel	Walton
Campbell	Fearon	Lusk	Simpson	Whitley
Carson	Ferris	McCue	Smith	Wiswall
Davenport	Gibbs	McGarry	Swift	39

FOR THE NEGATIVE

Cotillo	Schackno	Straus	Walker	4
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 753, Int. No. 681) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the canalized Mohawk river, at and near Schenectady, by reason of the alleged construction and maintenance of the Vischer's Ferry dam, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	McGarry	Swift
Baumes	Downing	Harria	Meyer	Thayer
Bloomfield	Draper	Hewitt	Mullan	Thompson
Burling	Duggan	Kavanaugh	Pitcher	Tolbert
Burlingame	Dunnigan	Knight	Robinson	Towner
Campbell	Farrell	Lowman	Seidel	Walton
Carson	Fearon	Lusk	Simpson	Whitley
Cotillo	Ferris	McCue	Smith	Wiswall

40

FOR THE NEGATIVE

Schackno	Straus	Walker	3
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 754, Int. No. 682) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of certain persons against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	Meyer	Swift
Baumes	Draper	Hewitt	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lowman	Robinson	Towner
Campbell	Fearon	Lusk	Seidel	Walton
Carson	Ferris	McCue	Simpson	Whitley
Cotillo	Gibbs	McGarry	Smith	Wiswall
Davenport				

40

FOR THE NEGATIVE

Schackno	Straus	Walker	3
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1135, Rec. No. 193) entitled "An act to confer jurisdiction upon the Court of Claims to hear and

determine the claim of the Peter Keeler Building Company against the State for money expended by it for additional labor and overtime work under a contract for the erection and completion of the poultry building at the State Fair grounds near Syracuse, New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	McGarry	Swift
Baumes	Downing	Harris	Meyer	Thayer
Bloomfield	Draper	Hewitt	Mullan	Thompson
Burling	Duggan	Kavanaugh	Pitcher	Tolbert
Burlingame	Dunnigan	Knight	Robinson	Towner
Campbell	Farrell	Lowman	Seidel	Walton
Carson	Fearon	Lusk	Simpson	Whitley
Cotillo	Ferris	McCue	Smith	Wiswall
				40

FOR THE NEGATIVE

Schackno	Straus	Walker	3
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 601, Rec. No. 331) entitled "An act to amend the Education Law, in relation to the retirement from active service of employees of boards of education, other than superintendents and teachers, in cities having a population of one hundred thousand or more," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert

Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the final passage of the same.

The Assembly bill (No. 1711, Rec. No. 299) entitled "An act to amend the Education Law, in relation to the State College for Teachers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Meyer	Swift
Baumes	Duell	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1107, Int. No. 962) entitled "An act to amend the Education Law, in relation to appropriations by boards of supervisors and other local authorities for historical purposes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1107, Senate Reprint No. 1119, Rec. No. 124) entitled "An act to amend the Education Law, relating to equalization of school taxes within joint districts," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame:	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Senate bill (No. 1503, Int. No. 654) entitled "An act to amend the Public Health Law, in relation to general health districts," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 689, Senate Reprint No. 1445, Rec. No. 159) entitled "An act to amend the Public Health Law, in relation to the use of radium emanation provided for the State Institute for the Study of Malignant Disease," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Senate bill (No. 1299, Int. No. 1101) entitled "An act to amend the Highway Law, in relation to the identification of State owned motor vehicles," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame.	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 980, Senate Reprint No. 1506, Rec. No. 97) entitled "An act to amend the Highway Law, in relation to the amount which may be raised for the purchase or repairs of highway machinery," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Assembly bill (No. 700, Rec. No. 42) entitled "An act to amend the Highway Law, in relation to amount to be raised by town board for repair or construction of highways and bridges," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and

upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thayer
Baumes	Draper	Karle	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Burling	Dunnigan	Knight	Seidel	Towner
Burlingame	Farrell	Lowman	Simpson	Walker
Campbell	Fearon	Lusk	Smith	Walton
Carson	Ferris	McCue	Straus	Whitley
Cotillo	Gibbe	McGarry	Swift	Wiswall
Davenport	Harris	Meyer		

43

FOR THE NEGATIVE

Schackno

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1377, Int. No. 1146) entitled "An act to amend the Highway Law, in relation to the disposition of registration fees for the construction and improvement of town highways and county roads," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbe	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1466, Rec. No. 377) entitled "An act to authorize the State Commissioner of Highways to dispose at

public or private sale of certain machinery, tools and equipment which was purchased by the State for the construction of highway number fifty-five hundred and eighty-eight, in Greene county," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1546, Int. No. 801) entitled "An act to revise the charter of the city of Hudson," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thayer
Baumes	Draper	Karle	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Burling	Dunnigan	Knight	Schackno	Towner
Burlingame	Farrell	Lowman	Seidel	Walker
Campbell	Fearon	Lusk	Simpson	Walton
Carson	Ferris	McCue	Smith	Whitley
Cotillo	Gibbs	McGarry	Straus	Wiswall
Davenport	Harris	Meyer	Swift	

44

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 765, Int. No. 693) entitled "An act to amend the Insurance Law, in relation to life, health and casualty insurance corporations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1534, Int. No. 1042) entitled "An act to amend the Insurance Law, in relation to the standard provisions for life policies," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Taayer
Baumes	Draper	Kavanaugh	Pitcher	Thompson
Bloomfield	Duggan	Knight	Robinson	Tolbert
Burling	Dunnigan	Lowman	Schackno	Towner
Burlingame	Farrell	Lusk	Seidel	Walker
Campbell	Fearon	McCue	Simpson	Walton
Carson	Ferris	McGarry	Smith	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris			

42

FOR THE NEGATIVE

Straus

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1535, Int. No. 902) entitled "An act to amend the Insurance Law, in relation to co-operative fire insurance corporations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 639, Rec. No. 374) entitled "An act to amend the Insurance Law, in relation to marine insurance corporations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 638, Rec. No. 373) entitled "An act to amend the Insurance Law, in relation to mutual fire insurance corporations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1082, Rec. No. 375) entitled "An act to amend the Insurance Law, in relation to limitation of expenses of domestic life insurance corporations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton

Cotillo
Davenport
Downing

Harris
Hewitt

McGarry
Martin

Smith
Straus

Whitley
Wiswall

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1217, Int. No. 1041) entitled "An act to legalize, validate and confirm grants made by direction of the Commissioners of the Land Office under the provisions of the Public Lands Law since December eighteenth, nineteen hundred and thirteen, of lands in Bronx county," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Twomey
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1252, Int. No. 1064) entitled "An act to amend the Lien Law, and the Personal Property Law, in relation to filing and renewal of chattel mortgages, and the filing of contracts for the conditional sale of goods and chattels," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	McGarry	Swift
Baumes	Downing	Harris	Mullan	Thompson
Bloomfield	Draper	Hewitt	Pitcher	Tolbert
Burling	Duggan	Kavanaugh	Robinson	Towner
Burlingame	Dunnigan	Knight	Simpson	Walker
Campbell	Farrell	Lowman	Smith	Walton
Carson	Fearon	Lusk	Straus	Wiswall
Cotillo	Ferris	McCue		

38

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1260, Int. No. 1072) entitled "An act to legalize, ratify and confirm the acts and proceedings of the village of Lima, Livingston county, in relation to the issuance and sale of bonds for the construction of a water main, and to provide for the issuance, sale and payment of such bonds," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1134, Rec. No. 148) entitled "An act to amend the charter of the village of Lyons, in relation to terms of village offices," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1313, Int. No. 1115) entitled "An act conferring jurisdiction on the police commissioner of the city of New York to increase the pension paid Irma Horton, the widow of Floyd Horton, formerly a lieutenant in the police department of such city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Mullan	Swift
Baumes	Duggan	Kavanaugh	Pitcher	Thayer
Bloomfield	Dunnigan	Knight	Robinson	Thompson
Burling	Farrell	Lowman	Schackno	Tolbert
Campbell	Fearon	Lusk	Seidel	Towner
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Meyer	Straus	Wiswall
Downing				

41

FOR THE NEGATIVE

Burlingame

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 652, Int. No. 594) entitled "An act to authorize the laying out of a highway over lands owned by the city of New York in the counties of Kings, Queens and Nassau;

to establish and provide for the construction and improvement thereof as a county highway, and authorizing an appropriation therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1216, Int. No. 1040) entitled "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and twelve, entitled 'An act to erect the county of Bronx from the territory now comprised within the limits of the borough of the Bronx, in the city of New York, as constituted by chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven, and all acts amendatory thereof and supplemental thereto,' in relation to publication of legal notices," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Towner

Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1407, Rec. No. 189) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the jurisdiction of the Court of Special Sessions," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1544, Int. No. 690) entitled "An act to amend the Greater New York charter, in relation to the filling in of lands covered with water," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	McGarry	Swift
Baumes	Downing	Harris	Mullan	Thompson
Bloomfield	Draper	Hewitt	Pitcher	Tolbert

Burling	Duggan	Kavanaugh	Robinson	Towner
Burlingame	Dunnigan	Knight	Simpson	Walker
Campbell	Farrell	Lowman	Smith	Walton
Carson	Fearon	Lusk	Straus	Wiswall
Cotillo	Ferris	McCue		

38

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1312, Int. No. 1114) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of Saint Illuminator's Armenian Apostolic Church, a religious corporation, in the borough of Manhattan, city of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1212, Int. No. 1036) entitled "An act authorizing the police commissioner of the city of New York to increase the pension of Patrick A. O'Keefe, formerly a member of the police department of such city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1314, Int. No. 1116) entitled "An act to amend chapter two hundred and sixty-six of the Laws of eighteen hundred and eighty-four, in relation to official stenographers temporarily assigned to the City Court of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 289, Int. No. 279) entitled "An act to provide for a bridge connecting Manhattan and Queens boroughs, New York city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1498, Int. No. 1049) entitled "An act to amend the Greater New York charter, in relation to compensation of officers and members of the police force," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1282, Int. No. 1085) entitled "An act to amend the Greater New York charter, in relation to the powers of the retirement board in the board of education," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 950, Int. No. 847) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, relative to visitation and inspection of institutions," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislaëve days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	McGarry	Swift
Baumes	Downing	Harris	Mullan	Thompson
Bloomfield	Draper	Hewitt	Pitcher	Tolbert
Burling	Duggan	Kavanaugh	Robinson	Towner
Burlingame	Dunnigan	Knight	Simpson	Walker
Campbell	Farrell	Lowman	Smith	Walton
Carson	Fearon	Lusk	Straus	Wiswall
Cotillo	Ferris	McCue		

38

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1253, Int. No. 1065) entitled "An act to amend the charter of the city of Norwich," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calenlar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1246, Int. No. 1058) entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to police department fund," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1448, Int. No. 828) entitled "An act to repeal article eight of the Partnership Law, and inserting a new article eight, in relation to limited partnerships," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and

upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 914, Rec. No. 139) entitled "An act to amend the Penal Law, in relation to the unlawful use of the device of arms of the State," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1164, Int. No. 1009) entitled "An act to amend the Penal Law, in relation to providing against persons not duly licensed advising within the State, for compensation, respecting the law of a foreign country, or maintaining an office within the State for such purpose," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1336, Int. No. 1119) entitled "An act to amend the Penal Law, in relation to advertisements upon danger signals in the public highways," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thayer
Baumes	Draper	Kavanaugh	Pitcher	Thompson
Bloomfield	Duggan	Knight	Robinson	Tolbert
Burling	Dunnigan	Lowman	Schackno	Towner
Burlingame	Farrell	Lusk	Seidel	Walker
Campbell	Fearon	McCue	Simpson	Walton
Carson	Ferris	McGarry	Smith	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris			

42

FOR THE NEGATIVE

Straus

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1288, Int. No. 1090) entitled "An act to grant to the village of Penn Yan all the interest of the people

of the State of New York in certain lands in the towns of Milo and Jerusalem, Yates county, along or near Lake Keuka, for the purpose of a public park, to provide for abatement by the village of all nuisances, the payment of claims, and for acquiring interests of abutting owners," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, two-thirds of all the Senators elected voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1091, Rec. No. 388) entitled "An act to amend the charter of the city of Port Jervis, in relation to street improvements and payments therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Katlin	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1039, Int. No. 914) entitled "An act to amend the Prison Law, in relation to jail liberties in the county of Westchester," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Raumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1306, Int. No. 1108) entitled "An act to amend the Public Lands Law, in relation to the abandonment of canal property used as a hydraulic canal," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Raumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1343, Int. No. 1126) entitled "An act to amend chapter five hundred and eighty-five of the Laws of nineteen hundred and eighteen, entitled 'An act relating to the construction of public works,' generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Kavanaugh	Pitcher	Thayer
Baumes	Duggan	Knight	Robinson	Thompson
Bloomfield	Dunnigan	Lowman	Schackno	Tolbert
Burlingame	Farrell	Lusk	Seidel	Towner
Burlingame	Fearon	McCue	Simpson	Walker
Campbell	Ferris	McGarry	Smith	Walton
Carson	Gibbs	Meyer	Straus	Whitley
Cotillo	Harris	Mullan	Swift	Wiswall
Davenport	Hewitt			

42

FOR THE NEGATIVE

Downing

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1025, Rec. No. 242) entitled "An act to amend section two and section forty-seven of the charter of the city of Sherrill, increasing the territorial boundaries thereof and providing for the appointment of assessors," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Robinson	Tolbert

Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1376, Int. No. 1145) entitled "An act to amend the Surrogate Court Act, in relation to deputy clerk of Surrogate's Court in Cayuga county," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Gibbs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1274, Int. No. 1077) entitled "An act to amend the Town Law, in relation to park districts in towns of certain counties," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Swift
Baumes	Draper	Kavanaugh	Pitcher	Thayer
Bloomfield	Duggan	Knight	Robinson	Thompson
Burling	Dunnigan	Lowman	Schackno	Tolbert

Burlingame	Farrell	Lusk	Seidel	Towner
Campbell	Fearon	McCue	Simpson	Walker
Carson	Ferris	McGarry	Smith	Walton
Cotillo	Giggs	Meyer	Straus	Wiswall
Davenport	Harris			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1450, Int. No. 494) entitled "An act to amend the Town Law, in relation to the filling of vacancies in the office of assessor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Robinson	Thompson
Bloomfield	Duggan	Knight	Schackno	Tolbert
Burling	Dunnigan	Lowman	Seidel	Towner
Burlingame	Farrell	Lusk	Simpson	Walker
Campbell	Fearon	McCue	Smith	Walton
Carson	Ferris	McGarry	Straus	Whitley
Cotillo	Giggs	Meyer	Swift	Wiswall
Davenport	Harris	Mullan		

43

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1449, Int. No. 247) entitled "An act to amend chapter five hundred and sixty-three of the Laws of nineteen hundred and sixteen, entitled 'An act to authorize the city of Troy to improve and regulate the river and dock front, and to make provision for and promote commerce with the city,' in relation to the improvement of the river and dock front of the city of Troy, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	Meyer	Straus
Baumes	Draper	Hewitt	Mullan	Swift
Bloomfield	Duell	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Burlingame	Dunnigan	Lowman	Schackno	Towner
Campbell	Farrell	Lusk	Seidel	Walker
Carson	Fearon	McCue	Simpson	Walton
Cotillo	Ferris	McGarry	Smith	Wiswall
Davenport	Giggs			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1368, Rec. No. 211), entitled "An act to provide for extending the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, by vote of the electors of the territory proposed to be annexed, and to provide for the government of the annexed territory, for the payment of school and sewer district bonded indebtedness and the disposal of sewage," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Giggs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered, That the Clerk deliver said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 148, Rec. No. 50) entitled "An act to amend the Village Law, in relation to the preparation of assessment-rolls and the hearing of complaints in relation thereto," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and

upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Giggs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1277, Int. No. 1080) entitled "An act to create sewer district number three and sewer district number four of the town of West Seneca, county of Erie and State of New York, to legalize all proceedings of the town board, its officers and agents heretofore taken in connection with the construction of sewers in said districts, to create a sewer board and provide for the administration of said districts, the issuance of bonds, levying taxes and assessments, and authorizing said board to contract for the disposal of sewerage from said districts," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Giggs	McGarry	Swift
Baumes	Downing	Harris	Mullan	Thompson
Bloomfield	Draper	Hewitt	Pitcher	Tolbert
Burling	Duggan	Kavanaugh	Robinson	Towner
Burlingame	Dunnigan	Knight	Simpson	Walker
Campbell	Farrell	Lowman	Smith	Walton
Carson	Fearon	Lusk	Straus	Wiswall
Cotillo	Ferris	McCue		

38

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1348, Int. No. 1131) entitled "An act to legalize the acts and proceedings of the village of Wilson in paving certain portions of the principal business street, known as Young street, between McCheaney and Seneca streets, in said village, consisting of two strips of paving, each thirteen feet in width, together with curbing, in the year nineteen hundred and fifteen, and to legalize, authorize and direct the payment of a certain certificate of indebtedness in the sum of four hundred and eighty-six dollars and twenty-two cents, dated December eighteenth, nineteen hundred and fifteen, payable with interest one year after the date thereof, issued by said village and delivered to Wilson Lumber Company, Incorporated, in payment of cement furnished by it and used in the construction of said pavement and curbing; said acts and proceedings, and the issuance of said certificate having been held irregular, illegal and invalid; also authorizing and directing the trustees of the village of Wilson to pay the said Wilson Lumber Company, Incorporated, the amount of said certificate, together with interest, and in case of the refusal of the said trustees to pay the said certificate of indebtedness, to authorize the maintenance of an action or proceeding thereon," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Raumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Seidel	Towner
Campbell	Fearon	Lusk	Simpson	Walton
Carson	Ferris	McCue	Smith	Whitley
Cotillo	Giggs	McGarry	Straus	Wiswall
Davenport	Harris			

42

FOR THE NEGATIVE

Schackno Walker

2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1072, Rec. No. 221) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to payment of taxes on real and personal property," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Giggs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1354, Rec. No. 228) entitled "An act to authorize the State Commission of Highways to occupy a right of way on certain lands in the forest preserve in order to maintain its character as wild forest lands," having been announced for third reading, Mr. Thayer moved that said bill be recommended to the committee on internal affairs of towns, counties and public highways with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, reported said bill amended as

directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 368, Int. No. 352) entitled "An act to authorize the Canal Board to compromise, settle and adjust the claim and demands of water power claimants and owners of water power rights and privileges appurtenant to State canal dams constituting a part of the improved canals," having been announced for third reading, Mr. Walton moved that said bill be recommitted to the committee on the judiciary with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 864, Int. No. 781) entitled "An act to amend the Civil Service Law, in relation to removals, suspensions and reinstatements," having been announced for third reading, Mr. Robinson moved that said bill be recommitted to the committee on civil service, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Robinson, from the committee on civil service, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1254, Int. No. 1066) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section nine of article four of the Constitution, in relation to powers of the Governor with respect to special, private or local bills," having been announced for third reading, Mr. Lusk moved that said bill be recommitted to the committee on the judiciary with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Davenport, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 210, Int. No. 203) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eleven of article eight of the Constitution, in relation to the State Board of Charities, the State Commission in Lunacy and the State Commission or Commissioners on Mental Hygiene," having been announced for third reading, Mr. Knight moved that said bill be recommitted to the committee on the judiciary with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1553, Int. No. 1257) entitled "An act to amend the Dunkirk city charter, generally," having been announced for third reading, Mr. Ames moved that said bill be recommitted to the committee on affairs of cities with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Mullan, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1451, Int. No. 18) entitled "An act to amend the Greater New York charter, in relation to the powers of the commissioner of water supply, gas and electricity for the supervision and control of private water companies, and for the acquisition of their property," having been announced for third reading, Mr. Karle moved that said bill be recommitted to the

committee on affairs of cities with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Mullan, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Knight moved that the committee of the whole be discharged from the consideration of Senate bill (No. 208, Int. No. 201) entitled "An act to repeal the Drainage Law," and that the said bill be amended, reprinted and recommitted to the committee on internal affairs of towns, counties and public highways.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Cotillo offered a resolution, in the words following:

Whereas, It is claimed that certain persons, firms and corporations engaged in the business of transmitting money to foreign countries and other States are guilty of irregularities and misconduct whereby a considerable portion of the citizens of this State are wrongfully deprived of money; and

Whereas, It appears that the persons, firms and corporations engaged in the business of transmitting money are without adequate supervision and regulation by any State department or officer; and

Whereas, Because of the volume of business done by such persons, firms and corporations there is afforded an opportunity to unscrupulous persons to misappropriate funds intrusted to their care unless such business be surrounded by safeguards and regulations calculated to protect the public; and

Whereas, It appears that the subject involved presents complicated questions of banking, exchange, law and other matters to such an extent that such question can be met with proposed legislation only after a scientific and complete study of the subject; be it

Resolved (if the Assembly concur), That a joint legislative committee be appointed, to consist of two members of the Senate, to be appointed by the Temporary President of the Senate, and three Members of the Assembly, to be appointed by the Speaker of the Assembly, and that such committee be empowered to study and examine the state of law in relation to such matters, and

the conditions under which such moneys are transmitted, and that such committee have all other powers and authority of a legislative committee pursuant to law.

Resolved, That the expenses of such committee, not to exceed ten thousand dollars, shall be paid out of the legislative contingent fund in the manner by law provided.

Ordered, That the said resolution be referred to the committee on finance.

The Senate resolved itself into a committee of the whole, and proceeded to the consideration of general orders, being the bills entitled as follows:

(1) Senate (No. 422, Int. No. 1), entitled "An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court elected in the eighth judicial district."

(2) Assembly (No. 1200, Rec. No. 164), entitled "An act to amend the Highway Law, in relation to fees for registration of motor vehicles."

(3) Senate (No. 1326, Int. No. 113), entitled "An act to amend the General Business Law, in relation to posting rates for lodging in hotels and inns."

(4) Senate (No. 1625, Int. No. 896), entitled "An act to amend the Workmen's Compensation Law, in relation to security on appeals from the commission making the giving of security unnecessary to perfect an appeal to the Court of Appeals by a claimant thereunder where the decision of the Appellate Division is not unanimous, nor where the decision of the Appellate Division is unanimous and such appeal is with the consent of the Appellate Division or a judge of the Court of Appeals."

(5) Senate (No. 1564, Int. No. 1059), entitled "An act to incorporate The Corner House."

(6) Senate (No. 845, Int. No. 761), entitled "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and twelve, entitled 'An act to erect the county of Bronx from the territory now comprised within the limits of the borough of Bronx, in the city of New York, as constituted by chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven and all acts amendatory thereof and supple-

mental thereto,' in relation to the office of assistant deputy county clerk."

(7) Senate (No. 1169, Int. No. 1014), entitled "An act to amend the County Law, in relation to the establishment of institutions for the purpose of preventing the development of tuberculosis in children who are exposed or predisposed thereto."

(8) Senate (No. 1213, Int. No. 1037), entitled "An act to amend chapter sixty-two of the Laws of eighteen hundred and ninety-seven, entitled 'An act to authorize the appointment of a county detective in counties of more than one hundred and twenty-five thousand inhabitants and to fix the compensation of such detective,' in relation to the number and method of compensating detectives in certain counties."

(9) Senate (No. 1301, Int. No. 1103), entitled "An act to amend the Town Law, in relation to the issuance, sale and manner of payment of town bonds for certain sewer purposes, and the levy of assessments and taxes for such purposes, in certain towns."

(10) Senate (No. 1398, Int. No. 1165), entitled "An act authorizing the town board of the town of Rosendale, Ulster county, to issue certificates of indebtedness to pay certain claims against the said town of Rosendale which have been duly audited and for which no funds are available to pay the same."

(11) Senate (No. 1490, Int. No. 1225), entitled "An act to authorize the county of Cayuga to pay certain moneys to certain towns therein, which moneys were recovered by such county from the State upon accounts of such towns, in relation to highway construction."

(12) Senate (No. 1520, Int. No. 1240), entitled "An act to amend the General Municipal Law, in relation to public general hospitals for the care of the sick."

(13) Senate (No. 1549, Int. No. 1253), entitled "An act creating and establishing a department of charities in the county of Oneida, and extending and enlarging the powers and duties of the superintendent of the poor in relation thereto."

(14) Assembly (No. 335, Rec. No. 48), entitled "An act to repeal chapter two hundred and ninety-four of the Laws of eighteen hundred and ninety-two, entitled 'An act in reference to the collection of taxes in the county of Wayne.'"

(15) Assembly (No. 1410, Rec. No. 185), entitled "An act to amend the Highway Law, in relation to registration and number plates for manufacturers of and dealers in trailers."

(16) Senate (No. 493, Int. No. 1210), entitled "An act to amend the Military Law, in relation to armories and allowances to officers and organizations."

(17) Senate (No. 932, Int. No. 832), entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War."

(18) Senate (No. 1669, Int. No. 1211), entitled "An act to amend the Military Law, generally."

(19) Assembly (No. 546, Senate Reprint No. 1593, Rec. No. 155), entitled "An act to amend the Highway Law, in relation to auto trucks and trailers."

(20) Assembly (No. 291, Rec. No. 220), entitled "An act to amend the Canal Law, in relation to the alteration of roads on account of canal construction."

(21) Senate (No. 7, Int. No. 7), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article two of the Constitution, in relation to qualification of voters."

(22) Senate (No. 1525, Int. No. 1245), entitled "An act to amend the Highway Law, in relation to bonds of contractors."

(23) Senate (No. 568, Int. No. 520), entitled "An act to provide for extending the boundaries of the city of Poughkeepsie by annexing thereto a part of the town of Poughkeepsie and to provide for the government of the annexed territory, for the payment of school and other bonded indebtedness and for the assessment and levy of taxes and submitting the act to the qualified voters of the annexed territory for approval."

(24) Senate (No. 1022, Int. No. 785), entitled "An act to amend the General Business Law, in relation to the sale of bread."

(25) Senate (No. 1238, Int. No. 800), entitled "An act to amend chapter four hundred and twenty-five of the Laws of eighteen hundred and ninety-six, entitled 'An act to amend the charter of the city of Poughkeepsie,' in relation to city bonds."

(26) Senate (No. 1371, Int. No. 863), entitled "An act to

amend the Greater New York charter, in relation to employees appointed for the inspection of steam boilers."

(27) Senate (No. 1367, Int. No. 873), entitled "An act to amend the Greater New York charter, in relation to persons appointed and authorized to operate steam boilers."

(28) Senate (No. 1276, Int. No. 1079), entitled "An act to amend the Greater New York charter, in relation to costs, charges and expenses in condemnation proceedings."

(29) Senate (No. 1315, Int. No. 1117), entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the New York Protestant Episcopal Public School."

(30) Senate (No. 1383, Int. No. 1150), entitled "An act authorizing the State Board of Estimate and Control to sell and convey the lands, buildings and premises known as the Mohansic Lake Reservation in the town of Yorktown, Westchester county, providing for the manner of sale and disposition of proceeds, and repealing article twelve of the Public Lands Law."

(31) Senate (No. 1434, Int. No. 1186), entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to justices of the peace of the city of Yonkers, and repealing certain sections in relation thereto."

(32) Senate (No. 1459, Int. No. 1192), entitled "An act to amend the New York City Municipal Court Code, in relation to marshals."

(33) Senate (No. 1466, Int. No. 1199), entitled "An act to amend the General Municipal Law, in relation to prenatal and maternity care."

(34) Senate (No. 1485, Int. No. 1220), entitled "An act relating to paving, repaving and repairing certain streets in the city of New York, and the levying of assessments to pay the expense thereof, as a substitute for covenants for paving, repaving and repairing said streets."

(35) Senate (No. 1510, Int. No. 1230), entitled "An act to

amend chapter eighteen of the Laws of eighteen hundred and sixty-two, entitled 'An act to revise the charter of the city of Utica,' in relation to local improvements."

(36) Senate (No. 1518, Int. No. 1238), entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Michael La Grua, formerly a member of such force, who resigned from such position in the year nineteen hundred and nineteen."

(37) Assembly (No. 1489, Rec. No. 225), entitled "An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and two, entitled 'An act to relieve the law department of the city of New York from paying fees to city, county or other officers,' in relation to executions by sheriffs."

(38) Senate (No. 1670, Int. No. 825), entitled "An act to amend the Agricultural Law, in relation to manufacture and sale of imitation evaporated or condensed milk."

(39) Assembly (No. 1113, Senate Reprint No. 1655, Rec. No. 142), entitled "An act to amend the Code of Criminal Procedure, in relation to bail."

(40) Senate (No. 1658, Int. No. 604), entitled "An act to amend the Labor Law, in relation to the power of the industrial board regarding hours of employment of women and children."

After some time spent therein, the President resumed the chair, and Mr. Duggan, from said committee, reported in favor of the passage of the above named bills, the seventeenth and thirty-fifth with amendments, which report was agreed to, and said bills ordered to a third reading.

Mr. Harris moved to take from the table the Assembly bill (No. 1768, Rec. No. 406) entitled "An act to amend the New York City Municipal Court Code, in relation to marshals."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Harris, and by unanimous consent, said bill was substituted for Senate bill (No. 1459, Int. No. 1192), now on the order of third reading.

The Senate bill (No. 848, Int. No. 764) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assess-

ments which are now a lien upon the property of Institutional Synagogue, a religious corporation in the city of New York," was returned by the mayor of the city of New York, with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor has duly accepted the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate bill (No. 812, Int. No. 735) entitled "An act relative to courts of domestic relations in the city of New York," was returned by the mayor of the city of New York, with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor has duly accepted the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate bill (No. 586, Int. No. 281) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the furnishing to parties of stenographic minutes of proceedings," was returned by the mayor of the city of New York, with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor has duly accepted the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate bill (No. 1016, Int. No. 599) entitled "An act to amend the Greater New York charter, in relation to regulation of public dances," was returned by the mayor of the city of New York, with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor has duly accepted the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate bill (No. 1235, Int. No. 61) entitled "An act to amend the Greater New York charter, in relation to making more specific the powers of the commissioner of public welfare of the city of New York in the collection of money for the support of poor persons from relatives and the property or estate of such poor persons," was returned by the mayor of the city of New York, with a certificate that a public hearing has been duly held on said bill in pursuance of law and that the mayor has duly accepted the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate bill (No. 792, Int. No. 186) entitled "An act to amend the Greater New York charter, in relation to the method of paying for paving of streets," was returned by the mayor of the city of New York, with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor has duly accepted the same.

Ordered, That the Clerk deliver said bill to the Governor.

The President presented the report of the New York State Probation Commission, which was laid upon the table and ordered printed.

(See Document.)

The President presented the report of State Tax Commission, which was laid upon the table and ordered printed.

(See Document.)

At four o'clock and fifty minutes, Mr. Walton moved that the Senate stand in recess until eight o'clock.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

EIGHT O'CLOCK AND THIRTY MINUTES

The Senate again met.

Mr. Meyer introduced a bill (Int. No. 1348) entitled "An act to provide for the appointment of a commission to inquire into the local government of the city of New York, with power to investigate the manner of conducting and transacting business in the several departments, boards and offices thereof, to suggest legislation with respect thereto, and to prepare for submission to the Legislature a new charter for such city, and, within its discretion, an administrative code or other body of supplementary local law for enforcement within such city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Gibbs introduced a bill (Int. No. 1349) entitled "An act to repeal section nineteen, being former section twenty-a of chapter

three hundred and fifty-seven of the Laws of nineteen hundred and five, entitled 'An act to revise the several acts relative to the city of Tonawanda,' relating to water rates," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Gibbs, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

The Committee on Public Education introduced a bill (Int. No. 1350) entitled "An act to amend the Education Law, in relation to part-time or continuation schools," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport introduced a bill (Int. No. 1351) entitled "An act to amend the Executive Law, in relation to the duties of the Attorney-General," which was read the first time and by unanimous consent was also read the second time.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place on order of third reading.

The Assembly sent for concurrence the bill (No. 1766, Rec. No. 408) entitled "An act to amend the Greater New York charter, in relation to pensions in the street cleaning department," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Duggan, and by unanimous consent, said bill was substituted for Senate bill (No. 1148, Int. No. 993), now on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Swift (No. 1249, Int. No. 1061) entitled "An act authorizing the city of Buffalo to acquire the lands authorized to be acquired by it by chapter one hundred and forty-two of the Laws of nineteen hundred and nine, which have not yet been acquired by said city, providing the purposes for which such lands may be used by said city, and confirming the acts of the city in purchasing parts of said lands," reported in favor of the passage of the same with amendments, which

report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Burlingame (No. 168, Int. No. 165) entitled "An act to provide for a convention, representing the Legislature, the judiciary and the bar, to consider and report upon proposed amendments to article six of the Constitution, and making an appropriation therefor," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Carson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Lusk (No. 1479, Int. No. 1214) entitled "An act to provide a more uniform retirement plan for State employees, under the provision of the New York State Employees' Retirement System, and to repeal certain acts and parts of acts providing for other retirement systems, and making an appropriation for expenses," reported in favor of the passage of the same with amendments, the title being amended to read as follows:

"An act to provide a more uniform retirement plan for State employees, under the provision of the New York State Employees' Retirement System, and to repeal certain acts and parts of acts providing for other retirement systems."

which report was agreed to.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Carson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Knight (No. 1578, Int. No. 127) entitled "An act to amend chapter four hundred and ninety-nine of the Laws of nineteen hundred and eleven, entitled 'An act to revise, amend and consolidate the charter of the village of Le Roy,' in relation to the adoption of a building code by the trustees," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Carson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Pette (No. 1009, Rec. No. 160) entitled "An act to amend chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,' in relation to exempting real estate owned by associations of honorably discharged soldiers, sailors or marines devoted to patriotic and charitable purposes," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Bly (No. 590, Rec. No. 36) entitled "An act to amend the Greater New York charter, in relation to the pattern and price of water meters," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Jesse (No. 1679, Rec. No. 359) entitled "An act to amend the Greater New York charter, in relation to the position of military police captain in the police department of the city of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Carson, from the committee on affairs of villages, to which was referred the Assembly bill introduced by Mr. Dobson (No. 1164, Rec. No. 280) entitled "An act to repeal section three hundred and sixteen of the Village Law, relating to the compensation of president and trustees in certain villages," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Carson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Carson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 1570, Int. No. 1262) entitled "An act to amend the Village Law, in relation to the laying of water supply pipes," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Carson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Fearon moved that the committee on codes be discharged from the consideration of Assembly bill (No. 170, Rec. No. 140) entitled "An act to amend the Penal Law, in relation to negligent operation of motor vehicles."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Fearon, and by unanimous consent, said bill was substituted for Senate bill (No. 1054, Int. No. 23), now on the order of third reading.

Mr. Fearon moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 1197, Rec. No. 395) entitled "An act to confer jurisdiction upon the court of claims to hear, audit and determine the alleged claim of Duncan W. Peck, etc.," reported in favor of the passage of the same, which report was agreed to.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Fearon, and by unanimous consent, said bill was substituted for Senate bill (No. 835, Int. No. 758), now on the order of third reading.

Mr. Duggan moved that the committee on taxation and retrenchment be discharged from the consideration of Assembly bill (No. 1532, Rec. No. 266) entitled "An act to amend the Tax Law, in relation to exemption of property owned by certain veteran associations of the army and navy."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Duggan, and by unanimous consent, said bill was substituted for Senate bill (No. 1662, Int. No. 437), now on the order of third reading.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 1768, Rec. No. 406) entitled "An

act to amend the New York City Municipal Court Code, in relation to marshals," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one hour, not more than one-half hour to the members of the majority, and not more than one-half hour to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duggan	Kavanaugh	Mullan	Thompson
Bloomfield	Fearon	Knight	Pitcher	Tolbert
Burling	Ferris	Lockwood	Robinson	Towner
Burlingame	Gibbs	Lowman	Simpson	Walton
Campbell	Harris	Lusk	Smith	Whitley
Carson	Hewitt	Martin	Swift	Wiswall
Downing				

36

FOR THE NEGATIVE

Cotillo	Dunnigan	McCue	Schackno	Straus	
Downing	Farrell	McGarry	Seidel	Walker	10

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 1765, Rec. No. 407) entitled "An act to amend the Greater New York charter, in relation to the appointment of clerks and deputy clerks of the municipal court of the city of New York," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and

the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one hour, not more than one-half hour to the members of the majority, and not more than one-half hour to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duggan	Kavanaugh	Mullan	Thompson
Bloomfield	Fearon	Knight	Pitcher	Tolbert
Burling	Ferris	Lockwood	Robinson	Towner
Burlingame	Gibbs	Lowman	Simpson	Walton
Campbell	Harris	Lusk	Smith	Whitley
Carson	Hewitt	Martin	Swift	Wiswall
Davenport				

36

FOR THE NEGATIVE

Cotillo	Dunnigan	McCue	Schackno	Straus
Downing	Farrell	McGarry	Seidel	Walker

10

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1538, Int. No. 905) entitled "An act authorizing the purchase of additional land for the Marcy division of the Utica State Hospital, and making an appropriation therefor, and authorizing the sale and conveyance of certain State land in the city of Utica now occupied by the Utica State Hospital," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, two-thirds of all the Senators elected voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1477, Rec. No. 260) entitled "An act making appropriations for the maintenance and repair of improved State and county highways," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Straus
Baumes	Draper	Karle	Meyer	Swift
Bloomfield	Duggan	Kavanaugh	Mullan	Thayer
Burling	Dunnigan	Knight	Pitcher	Thompson
Burlingame	Farrell	Lockwood	Robinson	Tolbert
Campbell	Fearon	Lowman	Schackno	Towner
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1518, Rec. No. 318) entitled "An act to amend the Agricultural Law, in relation to bees," was read the third time.

The President put the question whether the Senate would agree

to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1512, Rec. No. 382) entitled "An act to amend the State Charities Law, in relation to quarterly or monthly estimates of expenses," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 678, Rec. No. 103) entitled "Concurrent resolution of the Senate and Assembly proposing an amend-

ment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 237, Rec. No. 7) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1442, Rec. No. 200) entitled "An act to amend the Conservation Law, in relation to the open season for waterfowl," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1717, Rec. No. 393) entitled "An act to amend the Conservation Law, in relation to taking great northern pike in Lake Champlain and Lake George," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner

Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1445, Rec. No. 376) entitled "An act to amend the County Law, in relation to soldiers' memorials," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 823, Int. No. 746) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the Remsen and the West Canada Creek Telephone Company, a domestic corporation, duly incorporated, organized and existing under and by virtue of the Transportation Corporations Law of the State of New York, against the State, for damages caused by the alleged unlawful acts of the State of New York, in the construction of a dam or reservoir across the West Canada creek, at the village of Hinckley, New York, for Barge canal purposes," was read the third time.

The President put the question whether the Senate would agree

to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duggan	Kavanaugh	Mullan	Thompson
Burling	Dunnigan	Knight	Pitcher	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Schackno	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Simpson	Wiswall
Davenport	Harris	McGarry	Smith	

44

FOR THE NEGATIVE

Straus	Walker	
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2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1265, Int. No. 689) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Schaufier against the State while engaged in the work of the State in endeavoring to capture a lunatic who had escaped from the Binghamton State Hospital," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walton
Carson	Gibbs	McCue	Simpson	Whitley
Cotillo	Harris	McGarry	Smith	Wiswall
Davenport	Hewitt	Martin		

43

FOR THE NEGATIVE

Downing	Straus	Walker	
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3

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 534, Int. No. 491) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the county of Chenango for reimbursement of moneys paid by such county for road construction alleged to have been chargeable to the State," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duggan	Kavanaugh	Mullan	Thompson
Burling	Dunnigan	Knight	Pitcher	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Schackno	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Simpson	Wiswall
Davenport	Harris	McGarry	Smith	44

FOR THE NEGATIVE

Straus	Walker	2
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 364, Int. No. 348) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the village of Fort Edward, Washington county, against the State for damages alleged to have been sustained by reason of the removal and destruction of water mains of such village in the construction of the Champlain canal, pursuant to chapter one hundred and forty-seven of the Laws of nineteen hundred and three, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duggan	Kavanaugh	Mullan	Thompson
Burling	Dunnigan	Knight	Pitcher	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Schackno	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Simpson	Wiswall
Davenport	Harris	McGarry	Smith	44

FOR THE NEGATIVE

Straus	Walker	2
--------	--------	---

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 200, Int. No. 196) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Norfolk, Saint Lawrence county, against the State for reimbursement of money, erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways, to apply upon a certain highway contract," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duggan	Kavanaugh	Mullan	Thompson
Burling	Dunnigan	Knight	Pitcher	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Schackno	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Simpson	Wiswall
Davenport	Harris	McGarry	Smith	44

FOR THE NEGATIVE

Straus	Walker	2
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1645, Rec. No. 384) entitled "An act to amend the Education Law, in relation to fees of printers for publishing notices and reports," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1419, Int. No. 1171) entitled "An act to legalize and validate the acts and proceedings of a portion of the town of Esopus, known as the Port Ewen fire district, its voters, officers and agents, in relation to the issuance of a bond to validate and legalize such bond, and to authorize the town board of the town of Esopus, by resolution, to issue new bonds of the said town, in the place and stead of the bond heretofore issued, and to levy a tax on that portion of the town of Esopus known as the Port Ewen fire district, to pay and discharge said bonds," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1686, Rec. No. 394) entitled "An act to amend chapter three hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to incorporate the city of Geneva,' generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1592, Rec. No. 378) entitled "An act to amend the Judiciary Law, in relation to compensation of interpreters," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Straus
Baumes	Draper	Karle	Meyer	Swift
Bloomfield	Duggan	Kavanaugh	Mullan	Thayer
Burling	Dunnigan	Knight	Pitcher	Thompson
Burlingame	Farrell	Lockwood	Robinson	Tolbert
Campbell	Fearon	Lowman	Schackno	Towner
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 651, Rec. No. 81) entitled "An act to amend the Judiciary Law, providing for the appointment of a general clerk to the justices of the Supreme Court in the first judicial district, and prescribing the duties of such clerk," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Kavanaugh	Mullan	Swift
Baumes	Duggan	Knight	Pitcher	Thayer
Bloomfield	Dunnigan	Lockwood	Robinson	Thompson
Burling	Farrell	Lowman	Schackno	Tolbert
Burlingame	Fearon	Lusk	Seidel	Towner
Campbell	Ferris	McCue	Simpson	Walton
Carson	Gibbs	McGarry	Smith	Whitley
Cotillo	Harris	Martin	Straus	Wiswall
Davenport	Hewitt	Meyer		

43

FOR THE NEGATIVE

Downing

Karle

Walker

3

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1566, Rec. No. 255) entitled "An act to amend the Judiciary Law, in relation to the salaries of interpreters of the county court of Bronx county," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walton
Carson	Gibbs	McCue	Simpson	Whitley
Cotillo	Harris	McGarry	Smith	Wiswall
Davenport	Hewitt	Martin		

43

FOR THE NEGATIVE

Downing	Straus	Walker	3
---------	--------	--------	---

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1483, Int. No. 1218) entitled "An act to amend the charter of the city of Jamestown, in relation to transfer of lands and structures under the jurisdiction of the board of park commissioners of such city, not required for park purposes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert

Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Otillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1761, Rec. No. 401) entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to the salary of commissioner of jurors of the county of Suffolk," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Otillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1016, Rec. No. 399) entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to lists of trial jurors and grand jurors," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and

upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1270, Rec. No. 290) entitled "An act to amend chapter seven hundred and four of the Laws of nineteen hundred and one, entitled 'An act to make the office of the clerk of the county of Kings a salaried office, and regulating the management of said office,' in relation to the compensation of copyists or recording clerks of current records," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Straus
Baumes	Draper	Karle	Meyer	Swift
Bloomfield	Duggan	Kavanaugh	Mullan	Thayer
Burling	Dunnigan	Knight	Pitcher	Thompson
Burlingame	Farrell	Lockwood	Robinson	Tolbert
Campbell	Fearon	Lowman	Schackno	Towner
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1504, Rec. No. 277) entitled "An act to amend the charter of the city of Little Falls, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1228, Rec. No. 345) entitled "An act conferring jurisdiction upon the board of estimate and apportionment of the city of New York to hear and determine the alleged claim of Thomas McGuire for personal injuries alleged to have been sustained by him in the year nineteen hundred and seventeen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Straus
Baumes	Draper	Karle	Meyer	Swift
Bloomfield	Duggan	Kavanaugh	Mullan	Thayer

Burling	Dunnigan	Knight	Pitcher	Thompson	
Burlingame	Farrell	Lockwood	Robinson	Tolbert	
Campbell	Fearon	Lowman	Schackno	Towner	
Carson	Ferris	Lusk	Seidel	Walton	
Cotillo	Gibbs	McCue	Simpson	Whitley	
Davenport	Harris	McGarry	Smith	Wiswall	45

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1491, Int. No. 1226) entitled "An act authorizing the board of estimate and apportionment of the city of New York to compensate Richardson Webster, formerly a register of the county of Kings, for services hereafter to be performed in relation to such office," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift	
Baumes	Draper	Karle	Meyer	Thayer	
Bloomfield	Duggan	Kavanaugh	Mullan	Thompson	
Burling	Dunnigan	Knight	Pitcher	Tolbert	
Burlingame	Farrell	Lockwood	Robinson	Towner	
Campbell	Fearon	Lowman	Schackno	Walton	
Carson	Ferris	Lusk	Seidel	Whitley	
Cotillo	Gibbs	McCue	Simpson	Wiswall	
Davenport	Harris	McGarry	Smith		44

FOR THE NEGATIVE

Straus

Walker

2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 609, Rec. No. 314) entitled "An act to authorize the police commissioner of the city of New York to increase the pension of James M. Cusack to an amount not exceeding the salary paid to him at the date of his retirement," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duggan	Kavanaugh	Mullan	Thompson
Burling	Dunnigan	Knight	Pitcher	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Schackno	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Simpson	Wiswall
Davenport	Harris	McGarry	Smith	44

FOR THE NEGATIVE

Straus	Walker	2
--------	--------	---

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1766, Rec. No. 408) entitled "An act to amend the Greater New York charter, in relation to pensions in the street cleaning department," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Straus
Baumes	Draper	Karle	Meyer	Swift
Bloomfield	Duggan	Kavanaugh	Mullan	Thayer
Burling	Dunnigan	Knight	Pitcher	Thompson
Burlingame	Farrell	Lockwood	Robinson	Tolbert
Campbell	Fearon	Lowman	Schackno	Towner
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall
				45

FOR THE NEGATIVE

Walker	1
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1351, Int. No. 1134) entitled "An act to amend the Greater New York charter, in relation to the pension payable to the commanding officer of the detective bureau in the police department of the city of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Straus
Baumes	Draper	Karle	Meyer	Swift
Bloomfield	Duggan	Kavanaugh	Mullan	Thayer
Burling	Dunnigan	Knight	Pitcher	Thompson
Burlingame	Farrell	Lockwood	Robinson	Tolbert
Campbell	Fearon	Lowman	Schackno	Towner
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1422, Int. No. 1174) entitled "An act to amend the Greater New York charter, in relation to the payment of pensions to members of the police and fire department of such city disabled in the military or naval service of the United States," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferrie	Luak	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1565, Rec. No. 270) entitled "An act to amend the Penal Law, in relation to failure to protect horses from slipping," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duggan	Kavanaugh	Mullan	Swift
Baumes	Dunnigan	Knight	Pitcher	Thayer
Bloomfield	Farrell	Lockwood	Robinson	Thompson
Burlingame	Fearon	Lowman	Schackno	Tolbert
Campbell	Ferrie	Lusk	Seidel	Towner
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Draper	Karle	Meyer		

43

FOR THE NEGATIVE

Burling	Downing	Walker
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3

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 170, Rec. No. 140) entitled "An act to amend the Penal Law, in relation to negligent operation of motor vehicles," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1619, Rec. No. 349) entitled "An act to authorize the town board of the town of Pine Plains, in the county of Dutchess, to establish fire limits for the hamlet of Pine Plains in such town, and provide for the adoption and enforcement of an ordinance therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 901, Int. No. 799) entitled "An act to legalize certain bonds of the city of Poughkeepsie, heretofore

issued, for terms maturing more than twenty years from date of issue," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1710, Rec. No. 311) entitled "An act to amend the Railroad Law, in relation to train crews," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1390, Int. No. 1157) entitled "An act to amend the charter of the city of Rochester, in relation to additional corporate powers to construct, maintain and make agreements relating to the use of a railroad," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Straus
Baumes	Draper	Karle	Meyer	Swift
Bloomfield	Duggan	Kavanaugh	Mullan	Thayer
Burling	Dunnigan	Knight	Pitcher	Thompson
Burlingame	Farrell	Lockwood	Robinson	Tolbert
Campbell	Fearon	Lowman	Schackno	Towner
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1393, Int. No. 1160) entitled "An act to amend the Tax Law, in relation to reassessment of mapped lots illegally assessed," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1378, Rec. No. 293) entitled "An act granting the consent of the State of New York to the occupation by the United States of a certain piece of land for lighthouse purposes, under water in the Hudson river, and ceding jurisdiction over same," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1607, Rec. No. 383) entitled "An act to amend the Village Law, in relation to the powers of board of trustees for the lease and maintenance of public hack stands," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert

Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1425, Int. No. 1178) entitled "An act to amend the charter of the city of Watervliet, in relation to the collection of certain taxes, water rents and assessments and sales for nonpayment thereof," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1384, Int. No. 1151) entitled "An act to amend the Railroad Law, relative to the construction of new highway crossings of railroads, the elimination of existing railroad grade crossings or changing existing railroad crossings," having been announced for third reading. Mr. Knight moved that said bill be recommitted to the committee on public service, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Knight, from the committee on public service, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Assembly bill (No. 1199, Rec. No. 157) entitled "An act to amend the State Charities Law, in relation to admission to the New York State Woman's Relief Corps Home," having been announced for a third reading, Mr. Lusk moved that said bill be recommitted to the committee on the judiciary, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1496, Int. No. 1136) entitled "An act to amend the State Finance Law, in relation to creating the board of estimate and control, defining its powers and duties, and abolishing the central supply committee and transferring its functions to such board, and to repeal section twenty-six of the Legislative Law, and making appropriation therefor," having been announced for third reading, Mr. Knight moved that said bill be recommitted to the committee on finance, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 533, Int. No. 490) entitled "An act to amend the State Charities Law, in relation to admission to the New York State Woman's Relief Corps Home," having been announced for third reading, Mr. Lusk moved that said bill be recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President presented the report of the Military Hospital Commission, which was laid upon the table and ordered printed.

(See Document)

Mr. Lusk moved that the Senate do now adjourn.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Whereupon, the Senate adjourned.

FRIDAY, APRIL 8, 1921

The Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

Mr. Burling introduced a bill (Int. No. 1352) entitled "An act to provide for the submission of a proposition to the voters of the fire district number one of the town of Mamaroneck, New York, for the acquisition of a site, by private purchase or condemnation, and the construction of a new fire house in said fire district, and, if such proposition is adopted, authorizing the issue of not to exceed sixty-five thousand dollars of bonds to provide for the said acquisition of said site and the erection of said building," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Mr. Burlingame introduced a bill (Int. No. 1353) entitled "An act to amend the Greater New York charter, in relation to corporation newspapers in the borough of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Cotillo introduced a bill (Int. No. 1354) entitled "An act to amend the Banking Law, in relation to the designation by banking institutions of agents to receive money for transmission to foreign countries," which was read the first time, and by unani-

mous consent was also read the second time, and referred to the committee on banks.

Mr. Karle introduced a bill (Int. No. 1355) entitled "An act to amend the Education Law, in relation to the salaries of clerical assistants in cities of the first class having a population of one million or over," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Martin introduced a bill (Int. No. 1356) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Herman H. Silverstein, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and seven, and to reinstate him in the position formerly held by him," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Davenport introduced a bill (Int. No. 1357) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of a certain person or of persons against the State for damages alleged to have been sustained by reason of a breach of option covering certain premises situate in the town of Marcy, New York, and to render judgment therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Walton introduced a bill (Int. No. 1358) entitled "An act to repeal article three of the Transportation Corporations Law, and to amend the Railroad Law, the General Business Law and the Tax Law in relation to navigation corporations," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public service.

Also, a bill (Int. No. 1359) entitled "An act to amend the General Business Law, in relation to the sale of tickets of admission to theatres and places of amusement," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Walker introduced a bill (Int. No. 1360) entitled "An act to amend the Greater New York charter, so as to authorize the

commissioner of parks of the borough of the Bronx to transfer to the president of said borough a portion of Van Cortlandt park for the purpose of widening Broadway, in the city of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walker, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on order of third reading.

Mr. Pitcher introduced a bill (Int. No. 1361) entitled "An act to amend the Code of Civil Procedure, in relation to limitation of costs in justices' courts," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on order of third reading.

Also, a bill (Int. No. 1362) entitled "An act to amend the Real Property Law, in relation to certain fences and structures being private nuisances," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Swift introduced a bill (Int. No. 1363) entitled "An act to amend the Military Law, in relation to the naval militia, and in relation to armories," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on military affairs.

The Assembly sent for concurrence the bill (No. 1764, Rec. No. 409) entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the publication of the common council proceedings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1859, Rec. No. 410) entitled "An act to amend the Military Law, in relation to allowances to the city chamberlain of the city of New York for military organizations in such city,"

which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on military affairs.

Also, a bill (No. 1446, Rec. No. 411) entitled "An act to amend the Education Law, relative to libraries and library corporations," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, said bill was substituted for Senate bill (No. 1500, Int. No. 928), now on the order of third reading.

Also, a bill (No. 1857, Rec. No. 412) entitled "An act to amend the New York City Municipal Court Code, in relation to the allowance of disbursements in summary proceedings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1767, Rec. No. 413) entitled "An act to amend the Greater New York charter, in relation to reinstatement of policemen," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1856, Rec. No. 414) entitled "An act to amend the Decedent Estate Law, in relation to the rights of a surviving husband or wife to a share of the personal estate of the other," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1814, Rec. No. 415) entitled "An act to amend the Town Law, in relation to the retirement of policemen in towns of certain counties adjoining cities of the first class," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1815, Rec. No. 416) entitled "An act to amend the Highway Law, in relation to licensing of operators of motor vehicles," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on internal affairs of towns, counties and public highways, retaining its place on the order of third reading.

Also, a bill (No. 1771, Rec. No. 417) entitled "An act to amend the Agricultural Law, in relation to the licensing of dogs," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on agriculture.

Also, a bill (No. 1672, Rec. No. 418) entitled "An act to amend the Tonawanda city charter, generally," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1235, Rec. No. 419) entitled "An act to amend the charter of the city of Batavia," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Knight, and by unanimous consent said bill was substituted for Senate bill (No. 891, Int. No. 775), now on the order of third reading.

The Assembly returned the bill (No. 645, Assembly Reprint No. 1816, Rec. No. 77) entitled "An act to detach a portion of the village of Malverne and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon," with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 1, after the period strike out the balance of the line.

Page 1, strike out lines 1 to 10, inclusive.

Page 2, strike out lines 1 to 8, inclusive, and in place thereof insert the following in italics:

"Section 1. All that part or portion of the village of Malverne in the county of Nassau, lying west and south of a line beginning at a point where the southern property line of the Valley Stream branch of the Long Island railroad intersects the western boundary line of said village of Malverne; thence running in a north-easterly direction along the southern property line of the Valley Stream branch of the Long Island railroad to the westerly side of Franklin avenue; thence in a southerly direction along the westerly side of Franklin avenue, to a point directly opposite the northern property line of Charles E. Dancey; thence in an easterly direction crossing Franklin avenue and along the northerly property line of said Charles E. Dancey to a point two hundred and fifty feet distant from the easterly side of Franklin avenue; thence running southeasterly in a parallel line two hundred and fifty feet distant from the easterly side of Franklin avenue to the point where said line intersects the northerly line of property of George E. Hart; thence in an easterly direction

along said northerly property line of George E. Hart to the easterly property line of said Hart; thence southerly along said easterly line to its intersection with the southerly line of the village of Malverne; also all that portion bounded as follows: north by line of school district number seventeen, town of Hempstead; east by Hempstead avenue; south by Hempstead avenue, and west by Dogwood avenue, shall be detached from said village and thereafter shall be a part of the town of Hempstead in such county.

"§ 2. Territory so excluded from the village shall not be relieved from bearing its proportionate share of any liability or indebtedness incurred by such village while such territory was a part thereof, and until such liability is discharged, or such indebtedness paid, the proportionate share to which such territory would be liable if it had not been excluded shall be levied upon, assessed and collected from such territory by the proper officers of such village, in the same manner as if such territory had not been excluded therefrom."

Page 2, line 9, change the numeral "2" to "3".

Page 2, line 12, change the numeral "3" to "4".

Mr. Thompson moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

The Assembly returned the Assembly bill (No. 1128, Senate Reprint No. 1334, Rec. No. 158) entitled "An act to amend the Highway Law, in relation to appointment of town superintendents

of highways in certain counties," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 776, Senate Reprint No. 1202, Rec. No. 123) entitled "An act to amend the Highway Law, in relation to bridges on county roads," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly sent for concurrence a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 625, Rec. No. 138) entitled "An act to amend the Town Law, in relation to sidewalk districts in certain towns," for the purpose of amendment.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

Ordered, That the Clerk return said resolution to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Burling (No. 1572, Int. No. 1264) entitled "An act to amend the State Charities Law, in relation to the division of mentally defective women in the New York State Reformatory for Women," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Walton (No. 1614, Int. No. 1300) entitled "An act to provide for the publication of an official edition of the civil practice acts," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Duke (No. 1383, Rec.

No. 355) entitled "An act to amend section thirteen hundred and twenty-six of the Code of Civil Procedure, making the giving of security unnecessary to perfect an appeal to the Court of Appeals, where the Appellate Division or a judge of the Court of Appeals shall certify that a constitutional question is involved; nor by a claimant under the Workmen's Compensation Law, where the decision of the Appellate Division is not unanimous, nor where the decision of the Appellate Division is unanimous and such appeal is with the consent of the Appellate Division, or a judge of the Court of Appeals," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Walton (No. 1467, Int. No. 1200) entitled "An act to amend the Code of Criminal Procedure, in relation to reprieves, commutations and pardons," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Walton (No. 1573, Int. No. 1265) entitled "An act to amend the Code of Criminal Procedure, in relation to determination of mental defect of person charged with or convicted of a crime, and the commitment of a person found to be mentally defective," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Gage (No. 1509, Rec. No. 329) entitled "An act to authorize increase of compensation of county treasurers and district attorneys during the terms of incumbents now in office," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns,

counties and public highways, to which was referred the Assembly bill introduced by Mr. Greenwald (No. 83, Rec. No. 403) entitled "An act to amend the Highway Law, in relation to bridges upon State and county highways," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by the Committee on Internal Affairs of Towns, Counties and Public Highways (No. 1682, Int. No. 1339) entitled "An act to amend the Legislative Law, in relation to the publication of Session Laws and concurrent resolutions, and the rate of charge therefor," reported in favor of the passage of the same with amendments, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Straus (No. 1598, Int. No. 1284) entitled "An act to amend the Greater New York charter, in relation to use of the proceeds of bond issues," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Pitcher (No. 788, Int. No. 716) entitled "An act to amend chapter five hundred and five of the Laws of eighteen hundred and sixty-five, entitled 'An act to provide for the improvement of the navigation of the Oswegatchie river, and of the hydraulic power thereon, and to check freshets therein,' in relation to qualifications and duties of commissioners for improvements on the Oswegatchie river, and the mailing of copies of certain schedules by such commissioners," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Lusk (No. 1557, Int. No.

1100) entitled "An act to amend the Penal Law, in relation to the use of motor vehicles owned or rented by the State or a municipal corporation therein," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Duggan (No. 1060, Int. No. 107) entitled "An act to amend the Penal Law, in relation to the prohibition of the use of device of arms of the State on certain vehicles," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Swift (No. 1575, Int. No. 1267) entitled "An act to amend the Penal Law, in reference to applications for licenses to carry concealed weapons," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Fearon (No. 1569, Int. No. 1261) entitled "An act to amend the Penal Law, in relation to care of incompetent persons," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Henderson (No. 1476, Rec. No. 236) entitled "An act to amend the Penal Law, in relation to the listing and advertising of stock of oil and mining corporations," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Martin (No. 1678, Rec. No. 339) entitled "An act to amend the Surrogate Court Act, in relation to the compensation of the surrogate's court stenographer

of Oneida and Broome counties," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading:

Mr. Fearon moved that the committee on finance be discharged from the consideration of Senate bill (No. 1118, Int. No. 428) entitled "An act to amend the Executive Law and the Conservation Law, in relation to providing for two additional troops of State police, defining the powers and duties of the State police in the enforcement of the Conservation Law, relative to fish and game, the powers and duties of chief game protector, repealing certain sections of the Conservation Law, and making an appropriation for the additional State police as required by this act," that the said bill be amended, the title being amended to read as follows:

"An act to amend the Executive Law and the Conservation Law, in relation to the salary of the superintendent of State police, providing for two additional troops of State police, defining the powers and duties of the State police in the enforcement of the Conservation Law, relative to fish and game, repealing certain sections of the Conservation Law, and making an appropriation for the additional State police as required by this act."

and that the same be reprinted and recommitted to the committee on finance.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Robinson moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 802, Int. No. 725) entitled "An act to amend the Membership Corporations Law, in relation to acquisition of lands by certain agricultural corporations, by condemnation, and that the said bill be amended, reprinted and recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Downing moved that the committee on finance be discharged from the consideration of Senate bill (No. 271, Int. No. 261) entitled "An act making an appropriation for the continuation of certain terminal construction work on the Barge canal in the city

of New York," and that the said bill be amended, reprinted and recommitted to the committee on finance.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Fearon moved that the committee on affairs of cities be discharged from the consideration of Assembly bill (No. 1762, Rec. No. 368) entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' generally."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Fearon, and by unanimous consent, said bill was substituted for Senate bill (No. 1321, Int. No. 546), now on the order of third reading.

Mr. Burling gave notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30, and 43 for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 1037, Int. No. 912) entitled "An act to amend the Election Law, in relation to abolishing the board of elections in the county of Westchester, vesting the county clerk of said county with the powers and duties of boards of election, and authorizing the employment and payment of necessary assistants."

Also, notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30, and 43, for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 1040, Int. No. 915) entitled "An act to amend the Judiciary Law, in relation to the publishing of the terms of county court."

Also, notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30, and 43, for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 1611, Int. No. 1297) entitled "An act creating a commission to prepare a preliminary plan and report, including estimates, for the combination, improvement and extension of existing rapid transit railroads, street surface railroads, and stage and omnibus lines and

any railroad used for local service, operating between a point or points within the city of New York and a point or points within the county of Westchester, and for connecting railroads whose lines stop at or near the boundary line between the city of New York and the county of Westchester, and for otherwise improving, by new construction or otherwise, the transportation facilities between the city of New York and the county of Westchester, and other transportation facilities in such county, and authorizing appropriations by the county of Westchester toward the expense of such commission."

Also, notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30, and 43, for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 1418, Int. No. 1170) entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and sixteen, entitled 'An act to create the office of commissioner of charities and corrections in the county of Westchester, and to describe the powers and duties of such office,' generally."

The Assembly bill (No. 95, Rec. No. 182) entitled "An act to authorize the Adjutant-General of the State to issue arms and ammunition to posts of the United Spanish War Veterans, the Veterans of Foreign Wars of the United States and the American Legion," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1524, Int. No. 1244) entitled "An act to amend the Agricultural Law, relating to the licensing of dogs," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1235, Rec. No. 419) entitled "An act to amend the charter of the city of Batavia," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Cotillo	Harris	Lusk	Straus	

29

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 845, Int. No. 761) entitled "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and twelve, entitled 'An act to erect the county of Bronx from the territory now comprised within the limits of the

borough of Bronx, in the city of New York, as constituted by chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven and all acts amendatory thereof and supplemental thereto,' in relation to the office of assistant deputy county clerk," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Towner
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	

29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1295, Int. No. 1097) entitled "An act to amend the General Business Law, in relation to conferring additional jurisdiction upon the municipal court of the city of New York with reference to milk cans," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Hewitt	Mullan	Straus
Baumes	Draper	Kavanaugh	Pitcher	Thompson
Bloomfield	Duggan	Knight	Robinson	Tolbert
Burling	Fearon	Lockwood	Seidel	Walton
Campbell	Ferris	Lowman	Smith	Wiswall
Carson	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 291, Rec. No. 220) entitled "An act to amend the Canal Law, in relation to the alteration of roads on account of canal construction," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1490, Int. No. 1225) entitled "An act to authorize the county of Cayuga to pay certain moneys to certain towns therein, which moneys were recovered by such county from the State upon accounts of such towns, in relation to highway construction," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	

29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1583, Rec. No. 309) entitled "An act to amend the Civil Service Law, in relation to the restoration to their former position or employment of certain persons connected with the Federal service during the war," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1135, Int. No. 985) entitled "An act to amend the Code of Civil Procedure, in relation to the fees of the county clerk in Westchester county," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 41, Int. No. 41) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eighteen of article six of the Constitution, in relation to children's courts and courts of domestic relations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and

upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Kavanaugh	Mullan	Straus
Bloomfield	Duggan	Knight	Pitcher	Thompson
Burling	Fearon	Lockwood	Robinson	Tolbert
Campbell	Ferris	Lowman	Seidel	Walton
Carson	Harris	Lusk	Smith	Wiswall
Downing	Hewitt			

27

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 836, Rec. No. 204) entitled "An act to amend the Conservation Law, in relation to the taking of muskrats," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1231, Rec. No. 322) entitled "An act to amend the Conservation Law, in relation to the use of nets in Lakes Erie and Ontario," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1523, Int. No. 1243) entitled "An act to amend the Conservation Law, in relation to the open season for taking deer in certain towns in Washington county," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1531, Int. No. 1251) entitled "An act to amend the Membership Corporations Law, in relation to dealing in agricultural products for profit," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1420, Int. No. 1172) entitled "An act to amend the Stock Corporation Law, in relation to voting and giving consents by stockholders," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1381, Int. No. 1148) entitled "An act to amend section forty-eight of the Transportation Corporations Law, being chapter two hundred and nineteen of the Laws of nineteen hundred and nine, by rendering canal lands abandoned pursuant to the provisions of article four of the Public Lands Law exempt from condemnation by pipe line corporations until such lands have been sold and conveyed in the manner provided by the Public Lands Law," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1213, Int. No. 1037) entitled "An act to amend chapter sixty-two of the Laws of eighteen hundred and ninety-seven, entitled 'An act to authorize the appointment of a county detective in counties of more than one hundred and twenty-five thousand inhabitants and to fix the compensation of such detective,' in relation to the number and method of compensating detectives in certain counties," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Lusk	Smith
Bloomfield	Draper	Kavanaugh	Mullan	Thompson
Burling	Duggan	Knight	Pitcher	Tolbert
Campbell	Fearon	Lockwood	Robinson	Walton
Carson	Ferris	Lowman	Seidel	Wiswall
Davenport	Harris			

27

FOR THE NEGATIVE

Straus	Walker	
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2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1169, Int. No. 1014) entitled "An act to amend the County Law, in relation to the establishment of institutions for the purpose of preventing the development of tuberculosis in children who are exposed or predisposed thereto," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert

Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 301, Int. No. 291) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Elmore Everett against the State of New York for personal damages sustained by him while in the employ of the State Highway Department of the State of New York, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Lusk	Smith
Bloomfield	Draper	Kavanaugh	Mullan	Thompson
Burling	Duggan	Knight	Pitcher	Tolbert
Campbell	Fearon	Lockwood	Robinson	Walton
Carson	Ferris	Lowman	Seidel	Wiswall
Davenport	Harris			27

FOR THE NEGATIVE

Straus	1
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1115, Int. No. 827) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claims of Louise L. Groess and George E. Groess against the State for damages alleged to have been sustained by them on July nineteenth, nineteen hundred and nineteen, growing out of personal injuries received by Louise L. Groess while sitting on a public bench, located in grounds surrounding the State School for the Blind, located at Batavia, New York, by reason of the breaking of a large decayed limb from a tree, located therein, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1048, Int. No. 923) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine claims against the State heretofore filed for compensation or damages for or on account of the appropriation of or damages to property in connection with the construction of improved canals and canal terminals," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Lusk	Smith
Bloomfield	Duggan	Kavanaugh	Mullan	Thompson
Burling	Fearon	Knight	Pitcher	Tolbert
Campbell	Ferris	Lockwood	Robinson	Walton
Carson	Harris	Lowman	Seidel	Wiswall
Downing				

26

FOR THE NEGATIVE

Straus

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1481, Int. No. 1216) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claims of the Cooper-Snell Company against the

State of New York for damages sustained and for extra work, labor and materials furnished by such company in the construction of Dolgeville village-county road number eight hundred and sixty-eight and the Manheim Center and Salisbury Center road number four hundred and sixty-three, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Lusk	Smith
Bloomfield	Draper	Kavanaugh	Mullan	Thompson
Burling	Duggan	Knight	Pitcher	Tolbert
Campbell	Fearon	Lockwood	Robinson	Walton
Carson	Ferris	Lowman	Seidel	Wiswall
Davenport	Harris			

27

FOR THE NEGATIVE

Straus	Walker	
--------	--------	--

2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1552, Int. No. 1256) entitled "An act to confer jurisdiction upon the Court of Claims to hear, try and determine the claim of L. F. Bannon Plumbing, Heating and Contracting Corporation against the State of New York for damages for an alleged breach of contract, the same as though a notice of intention to file a claim had been given within the time prescribed by section two hundred and sixty-four of the Code of Civil Procedure." was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Lusk	Smith
Bloomfield	Draper	Kavanaugh	Mullan	Thompson
Burling	Duggan	Knight	Pitcher	Tolbert

Campbell	Fearon	Lockwood	Robinson	Walton
Carson	Ferris	Lowman	Seidel	Wiswall
Davenport	Harris			

27

FOR THE NEGATIVE

Straus	Walker			
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2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1089, Rec. No. 257) entitled "An act to amend the Education Law, in relation to compensation of librarian of the Supreme Court library at Utica, and abolishing the office of assistant librarian," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1522, Int. No. 1242) entitled "An act to repeal subdivision eight of section ninety-eight of the Decedent Estate Law, relating to the distribution of personal property," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1428, Int. No. 1180) entitled "An act to amend the Education Law, in relation to the retirement of public school teachers who have taught for a period of sixty years," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1362, Rec. No. 263) entitled "An act to amend the Education Law, in relation to the law library of the city court of the city of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1446, Rec. No. 411) entitled "An act

to amend the Education Law, relative to libraries and library corporations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1015, Int. No. 898) entitled "An act to amend the Education Law, in relation to instruction in the public schools on the subject of fire prevention," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1405, Int. No. 995) entitled "An act to amend the Education Law, in relation to apportionment to contracting district," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

. 28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 383, Int. No. 363) entitled "An act to amend the Education Law, in relation to local historians, in boroughs of a city having more than one million inhabitants," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1404, Int. No. 195) entitled "An act amend the Election Law, in relation to the form and preparation of ballots," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Smith	Walton
Carson	Ferris	Lowman	Straus	Wiswall
<u>Davenport</u>	Harris	Lusk		

28

FOR THE NEGATIVE

Seidel

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1285, Int. No. 1087) entitled "An act to amend the State Finance Law, in relation to outstanding checks or drafts on bank accounts of funds of the State," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Kavanaugh	Pitcher	Thompson
Bloomfield	Duggan	Knight	Robinson	Tolbert
Burling	Fearon	Lockwood	Seidel	Walton
Campbell	Ferris	Lowman	Smith	Whitley
Carson	Harris	Lusk	Straus	Wiswall
Davenport	Hewitt	Mullan		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1525, Int. No. 1245) entitled "An act to amend the Highway Law, in relation to bonds of contractors," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson.
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1200, Rec. No. 164) entitled "An act to amend the Highway Law, in relation to fees for registration of motor vehicles," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1410, Rec. No. 185) entitled "An act to amend the Highway Law, in relation to registration and number plates for manufacturers of and dealers in trailers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

26

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1460, Int. No. 1193) entitled "An act to amend the Insanity Law, in relation to the admission of patients to institutions, the use of hospital laboratories and the transfer of patients, and renumbering certain sections of such law," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 451, Int. No. 419) entitled "An act to amend the Judiciary Law, in relation to retirement of court attendants, librarians and assistant librarians of the Appellate Division in the third and fourth departments," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harrie	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1515, Int. No. 1235) entitled "An act to amend the Lien Law, in relation to the application of the article relating to chattel mortgages," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harrie	Lusk	Straus	

29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1493, Int. No. 1210) entitled "An act to amend the Military Law, in relation to armories and allowances to officers and organizations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harrie	Lusk	Straus	

29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1466, Int. No. 1199) entitled "An act to amend the General Municipal Law, in relation to prenatal and maternity care," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Thayer	

29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1520, Int. No. 1240) entitled "An act to amend the General Municipal Law, in relation to public general hospitals for the care of the sick," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	

29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1484, Int. No. 1219) entitled "An act to amend the General Municipal Law, in relation to the con-

struction and maintenance of memorial building or monument by a county or city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1315, Int. No. 1117) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the New York Protestant Episcopal Public School," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1485, Int. No. 1220) entitled "An act relating to paving, repaving and repairing certain streets in the city of New York, and the levying of assessments to pay the

expense thereof, as a substitute for covenants for paving, repaving and repairing said streets," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1518, Int. No. 1238) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Michael La Grua, formerly a member of such force, who resigned from such position in the year nineteen hundred and nineteen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1009, Rec. No. 160) entitled "An act to amend chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide

hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor," in relation to exempting real estate owned by associations of honorably discharged soldiers, sailors or marines devoted to patriotic and charitable purposes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1489, Rec. No. 225) entitled "An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and two, entitled 'An act to relieve the law department of the city of New York from paying fees to city, county or other officers,' in relation to executions by sheriffs," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

IN THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1276, Int. No. 1079) entitled "An act to amend the Greater New York charter, in relation to costs, charges and expenses in condemnation proceedings," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Lusk	Smith
Bloomfield	Duggan	Kavanaugh	Mullan	Thompson
Burling	Fearon	Knight	Pitcher	Tolbert
Campbell	Ferris	Lockwood	Robinson	Walton
Carson	Harris	Lowman	Seidel	Wiswall,
Davenport				

26

FOR THE NEGATIVE

Downing	Straus	Walker	
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3

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1679, Rec. No. 359) entitled "An act to amend the Greater New York charter, in relation to the position of military police captain in the police department of the city of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Lusk	Smith
Bloomfield	Draper	Kavanaugh	Mullan	Thompson
Burling	Duggan	Knight	Pitcher	Tolbert
Campbell	Fearon	Lockwood	Robinson	Walton
Carson	Ferris	Lowman	Seidel	Wiswall
Davenport	Harris			

27

FOR THE NEGATIVE

Straus

Walker

2

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 590, Rec. No. 36) entitled "An act to amend the Greater New York charter, in relation to the pattern and price of water meters," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thayer
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1549, Int. No. 1253) entitled "An act creating and establishing a department of charities in the county of Oneida, and extending and enlarging the powers and duties of the superintendent of the poor in relation thereto," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	

29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1397, Int. No. 1164) entitled "An act to amend the Penal Law, in relation to malicious injury to and destruction of property," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thayer
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 623, Int. No. 569) entitled "An act to amend the Penal Law, in relation to children," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	

29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1605, Rec. No. 387) entitled "An act to amend the Public Lands Law, in relation to abandonment of

lands held by the State under erroneous tax deeds," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 568, Int. No. 520) entitled "An act to provide for extending the boundaries of the city of Poughkeepsie by annexing thereto a part of the town of Poughkeepsie and to provide for the government of the annexed territory, for the payment of school and other bonded indebtedness and for the assessment and levy of taxes and submitting the act to the qualified voters of the annexed territory for approval," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walton
Campbell	Fearon	Lockwood	Seidel	Whitley
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	

29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1238, Int. No. 800) entitled "An act to amend chapter four hundred and twenty-five of the Laws of eighteen hundred and ninety-six, entitled 'An act to amend the charter of the city of Poughkeepsie,' in relation to city bonds," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Thayer	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1431, Int. No. 1183) entitled "An act to amend an act in relation to the Provident Loan Society of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1129, Int. No. 979) entitled "An act to amend section one hundred and forty of the Public Lands Law,

being chapter fifty of the Laws of nineteen hundred and nine, as amended by chapter one hundred and sixty-seven of the Laws of nineteen hundred and thirteen, by rendering canal lands abandoned pursuant to the provisions of article four of the Public Lands Law exempt from condemnation by railroad corporations until such lands have been sold and conveyed in the manner provided by the Public Lands Law," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Luak	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1398, Int. No. 1165) entitled "An act authorizing the town board of the town of Rosendale, Ulster county, to issue certificates of indebtedness to pay certain claims against the said town of Rosendale which have been duly audited, and for which no funds are available to pay the same," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Luak	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1762, Rec. No. 368) entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	

29

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1456, Int. No. 1189) entitled "An act to amend the Tax Law, in relation to abandonment of claim of title under tax deeds on cancellation of sale," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1532, Rec. No. 266) entitled "An act to amend the Tax Law, in relation to exemption of property owned by certain veteran associations of the army and navy," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1256, Int. No. 1068) entitled "An act to amend the Tax Law, in relation to cancellation of tax sales," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	

29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1301, Int. No. 1103) entitled "An act to amend the Town Law, in relation to the issuance, sale and manner of payment of town bonds for certain sewer purposes, and

the levy of assessments and taxes for such purposes, in certain towns," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 649, Int. No. 591) entitled "An act to validate the charter, confirm the rights of members, and legalize the acts of Van Nest hose companies numbers one and two of the Van Nest fire department, in the county of Bronx," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Kavanaugh	Mullan	Straus
Bloomfield	Duggan	Knight	Pitcher	Thompson
Burling	Fearon	Lockwood	Robinson	Tolbert
Campbell	Ferris	Lowman	Seidel	Walton
Carson	Harris	Lusk	Smith	Wiswall
Downing	Hewitt			27

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1164, Rec. No. 280) entitled "An act to repeal section three hundred and sixteen of the Village Law, relating to the compensation of president and trustees in certain villages," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 335, Rec. No. 48) entitled "An act to repeal chapter two hundred and ninety-four of the Laws of eighteen hundred and ninety-two, entitled 'An act in reference to the collection of taxes in the county of Wayne,'" was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Thompson
Burling	Duggan	Knight	Robinson	Tolbert
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk		

28

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1434, Int. No. 1186) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general

laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to justices of the peace of the city of Yonkers, and repealing certain sections in relation thereto," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Mullan	Thompson
Bloomfield	Draper	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Knight	Robinson	Walker
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Straus	29

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1294, Int. No. 1096) entitled "An act to amend the Village Law, in relation to establishment of police departments in certain villages," having been announced for third reading, Mr. Thompson moved that said bill be recommitted to the committee on affairs of villages, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Carson, from the committee on affairs of villages, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 119, Int. No. 117) entitled "An act to amend the Code of Civil Procedure, in relation to fees of county clerks and clerks of courts of record," having been announced for third reading, Mr. Thayer moved that said bill be recommitted to the committee on codes, with instructions to said committee to amend said bill, the title being amended as follows:

"An act to amend the Civil Practice Act and the County Law, in relation to fees of county clerks and clerks of courts of record."

and report the same forthwith to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Walton, from the committee on codes, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Walker moved that the committee on finance be discharged from the consideration of Senate bill (No. 515, Int. No. 472) entitled "An act to amend the Conservation Law, in relation to the development of hydraulic power for the State, and making an appropriation therefor."

The President put the question whether the Senate would agree to said motion, and it was decided in the negative, as follows:

FOR THE AFFIRMATIVE

Boylan	Dunnigan	McGarry	Seidel	Twomey	
Cotillo	Farrell	Schackno	Straus	Walker	
Downing	McCue				12

FOR THE NEGATIVE

Ames	Davenport	Harris	Lockwood	Robinson	
Bloomfield	Draper	Hewitt	Lowman	Smith	
Burling	Duggan	Karle	Lusk	Tolbert	
Campbell	Fearon	Kavanaugh	Mullan	Walton	
Carson	Ferris	Knight	Pitcher	Wiswall	25

Mr. Walker moved that the committee on labor and industry be discharged from the consideration of Senate bill (No. 274, Int. No. 264) entitled "An act to protect the health, morals and welfare of women and minors employed in industry by establishing a State minimum wage commission and providing for the determination of living wages for women and minors."

The President put the question whether the Senate would agree to said motion, and it was decided in the negative, as follows:

FOR THE AFFIRMATIVE

Boylan	Duggan	Lowman	Pitcher	Straus	
Cotillo	Dunnigan	McCue	Schackno	Twomey	
Davenport	Farrell	McGarry	Seidel	Walker	
Downing					16

FOR THE NEGATIVE

Ames	Draper	Karle	Mullan	Tolbert	
Bloomfield	Fearon	Kavanaugh	Robinson	Towner	
Burling	Ferris	Knight	Smith	Walton	
Campbell	Harris	Lockwood	Thompson	Wiswall	
Carson	Hewitt	Lusk			23

Mr. Walker moved that the committee on public service be discharged from the consideration of Senate bill (No. 197, Int. No. 193) entitled "An act in relation to municipal utilities, constituting chapter seventy-one of the Consolidated Laws."

The President put the question whether the Senate would agree to said motion, and it was decided in the negative, as follows:

FOR THE AFFIRMATIVE

Boylan	Duggan	McCue	Seidel	Twomey	
Cotillo	Dunnigan	McGarry	Straus	Walker	
Downing	Farrell	Schackno			13

FOR THE NEGATIVE

Ames	Davenport	Hewitt	Lowman	Smith	
Bloomfield	Draper	Karle	Lusk	Tolbert	
Burling	Fearon	Kavanaugh	Mullan	Walton	
Campbell	Ferris	Knight	Pitcher	Wiswall	
Carson	Harris	Lockwood	Robinson		24

Mr. Walker moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 243, Int. No. 236) entitled "Concurrent resolution of the Senate and Assembly proposing amendments to article twelve of the Constitution, so as to provide for a system of home rule in cities."

The President put the question whether the Senate would agree to said motion, and it was decided in the negative, as follows:

FOR THE AFFIRMATIVE

Boylan	Duggan	McCue	Seidel	Twomey	
Cotillo	Dunnigan	McGarry	Straus	Walker	
Downing	Farrell	Schackno			13

FOR THE NEGATIVE

Ames	Davenport	Hewitt	Lowman	Smith	
Bloomfield	Draper	Karle	Lusk	Tolbert	
Burling	Fearon	Kavanaugh	Mullan	Walton	
Campbell	Ferris	Knight	Pitcher	Wiswall	
Carson	Harris	Lockwood	Robinson		24

Mr. Walker moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 547, Int. No. 504) entitled "An act to amend the Election Law, in relation to campaign receipts and payments."

The President put the question whether the Senate would agree to said motion, and it was decided in the negative, as follows:

FOR THE AFFIRMATIVE

Boylan	Dunnigan	McGarry	Seidel	Twomey	
Cotillo	Farrell	Schackno	Straus	Walker	
Downing	McCue				12

FOR THE NEGATIVE

Ames	Draper	Hewitt	Lowman	Smith
Bloomfield	Duggan	Karle	Lusk	Tolbert
Burling	Fearon	Kavanaugh	Mullan	Walton
Campbell	Ferris	Knight	Pitcher	Wiswall
Carson	Harris	Lockwood	Robinson	

24

Mr. Walker moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 436, Int. No. 406) entitled "An act to amend the Election Law, in relation to the membership of the State committee of a party."

The President put the question whether the Senate would agree to said motion, and it was decided in the negative, as follows:

FOR THE AFFIRMATIVE

Boylan	Dunnigan	McCue	Schackno	Twomey
Cotillo	Farrell	McGarry	Straus	Walker
Downing				

11

FOR THE NEGATIVE

Ames	Draper	Hewitt	Lowman	Seidel
Bloomfield	Duggan	Karle	Lusk	Smith
Burling	Fearon	Kavanaugh	Mullan	Tolbert
Campbell	Ferris	Knight	Pitcher	Walton
Carson	Harris	Lockwood	Robinson	Wiswall

25

Mr. Mullan offered a resolution, in the words following:

Resolved (if the Assembly concur), That the committee appointed pursuant to resolution adopted April fifteenth, nineteen hundred and twenty, to investigate the compensation of school teachers, the number, location and equipment of schools, the systems of government and instruction in force therein, and generally all those questions protecting and promoting the educational and the mental, moral and physical betterment of the people of the State, and to report the result of its investigations to the next Legislature with recommendations of such measures for relief and improvement in the premises as it may deem suitable and expedient, be continued with all the powers and duties heretofore conferred and imposed upon such committee, and that the time for it to make its final report to the Legislature be extended to February first, nineteen hundred and twenty-two.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

The Assembly returned the above resolution, with a message that they have concurred in the passage of the same.

The Assembly returned the Senate bill (No. 969, Int. No. 166) entitled "An act to amend the Greater New York charter, in relation to the exchange of laboratory products and the sale of city water," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1324, Int. No. 181) entitled "An act to further amend chapter five hundred and six of the Laws of nineteen hundred and eighteen, entitled 'An act to authorize the Commissioners of the Land Office to grant and release to the city of New York certain lands under water in the Atlantic ocean, in the boroughs of Brooklyn and Queens, to provide for the protection of adjacent uplands, the improvement of such lands under water and uplands and the acquisition of property for any such purpose, by such city, and to prescribe the method for defraying the costs,' as amended by chapter seven hundred and thirty-one of the Laws of nineteen hundred and twenty," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1175, Int. No. 650) entitled "An act authorizing and empowering the Commissioners of the Land Office to grant to the city of Troy all the interest of the State in and to certain lands under the waters of the Hudson river for the purposes of public streets," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Troy for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 820, Int. No. 752) entitled "An act in relation to the commitment, custody and control of wayward minors between the ages of sixteen and twenty-one years in the city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 913, Int. No. 812) entitled "An act to amend chapter six hundred and eighty-six of the Laws of eighteen hundred and ninety-nine, entitled 'An act to authorize the board of estimate and apportionment of the city of New York to provide for the payment of the services rendered to the said city after annexation by the volunteer firemen of that portion of Westchester county annexed to the city of New York by chapter nine hundred and thirty-four of the Laws of eighteen hundred and ninety-five,' in relation to compensation of volunteer firemen," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 173, Assembly Reprint No. 1763, Int. No. 170) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the qualifications of city magistrates," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 499, Int. No. 70) entitled "An act to amend the County Law, in relation to the office of the register of the county of New York"

Also, Senate bill (No. 1319, Int. No. 116) entitled "An act to amend the Highway Law, in relation to the acquisition of certain toll bridges at the expense of the State."

Also, Senate bill (No. 732, Int. No. 663) entitled "An act to amend the Tax Law, in relation to charitable exemptions."

Also, Senate bill (No. 861, Int. No. 778) entitled "An act to amend the Insurance Law, in relation to the investments of insurance companies other than life."

Also, Senate bill (No. 862, Int. No. 779) entitled "An act to amend the Insurance Law, in relation to investments."

Also, Senate bill (No. 883, Int. No. 789) entitled "An act to amend the Transportation Corporations Law, in relation to stage coach corporations."

Also, Senate bill (No. 898, Int. No. 796) entitled "An act authorizing the county treasurer of Rensselaer county to correct his books of record."

Also, Senate bill (No. 899, Int. No. 797) entitled "An act making appropriation for the contributions of the State to the counties for the construction and improvement of certain highways and county roads, in accordance with section three hundred and twenty-b of the Highway Law."

Also, Senate bill (No. 900, Int. No. 798) entitled "An act making appropriations for the contributions of the State for the repair and improvement of town highways, in accordance with the requirements of section one hundred and one of the Highway Law, and chapter one hundred and thirty-seven of the Laws of nineteen hundred and eleven, and the repair and improvement of highways and bridges on Indian reservations, in accordance with section one hundred and fifty-nine of the Highway Law."

Also, Senate bill (No. 945, Int. No. 842) entitled "An act to amend the Conservation Law, in relation to prohibiting the use of otter trawls or beam trawls."

Also, Senate bill (No. 997, Int. No. 880) entitled "An act to amend the General Business Law, in relation to mattresses, upholstered box springs and metal bed springs."

Also, Senate bill (No. 998, Int. No. 881) entitled "An act to amend the Village Law, in relation to diminishing the boundaries of villages," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bills to the Governor.

The Assembly returned the Senate bill (No. 213, Assembly Reprint No. 1742, Int. No. 206) entitled "An act to amend chapter two hundred of the Laws of eighteen hundred and fifty-four, entitled 'An act declaring a part of the West Canada creek, and its branches, a public highway, and regulating the passage of logs and lumber down the same, and for the improvement of said streams,' generally."

Ordered, That the Clerk deliver said bill to the Governor.

At one o'clock P. M., Mr. Lusk moved that the Senate stand in recess until three P. M.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

THREE O'CLOCK P. M.

The Senate again met.

Mr. Walton introduced a bill (Int. No. 1364) entitled "An act to amend chapter six hundred and ninety-nine of the Laws of nineteen hundred and twenty, entitled 'An act to create a commission to examine laws relating to child welfare, investigate their effect and propose remedial legislation in relation thereto, and making an appropriation for the expenses of the commission,' in relation to reports to the Legislature," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Thayer introduced a bill (Int. No. 1365) entitled "An act to amend the Insanity Law, in relation to transfer of certain insane persons to the Matteawan State Hospital," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place on the order of third reading.

The Special Joint Legislative Committee on Housing introduced a bill (Int. No. 1366) entitled "An act to amend chapter one hundred and thirty-six of the Laws of nineteen hundred and twenty, entitled 'An act in relation to defense in action based upon unjust, unreasonable and oppressive agreements for rent of premises occupied for dwelling purposes in cities of the first class or in cities in a county adjoining a city of the first class,' generally," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (Int. No. 1367) entitled "An act to amend the Code of Civil Procedure, in relation to summary proceedings to recover the possession of real property in cities of the first class and in cities in a county adjoining a city of the first class for default in the payment of rent," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (Int. No. 1368) entitled "An act to amend the Code of Civil Procedure, in relation to actions to recover the possession of real property in certain cities," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (Int. No. 1369) entitled "An act to amend the Code of Civil Procedure, in relation to summary proceedings to recover the possession of real property in cities of a population of one million or more and in cities in a county adjoining such city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (Int. No. 1370) entitled "An act to amend the New York City Municipal Court Code, in relation to the appointment, compensation, duties and powers of referees," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (Int. No. 1371) entitled "An act to amend the Municipal Court Code of the City of New York, providing for an additional justice in the fourth municipal court district of the borough of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (Int. No. 1372) entitled "An act to amend the New York City Municipal Court Code, in relation to change of boundaries of the seventh district in the borough of Manhattan, and providing for an additional district in said borough, and for additional justices in said districts," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Knight introduced a bill (Int. No. 1373) entitled "An act to amend the Education Law, in relation to compulsory education,

and to amend the Labor Law, in relation to the employment of children," which was read the first time, and by unanimous consent was also read the second time.

On motion by Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

The Assembly sent for concurrence the bill (No. 1691, Rec. No. 420) entitled "An act to amend the Membership Corporations Law, in relation to imposing an annual tax on the gross receipts of persons and corporations conducting racing meetings within the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Ferris, from the committee on agriculture, to which was referred the Assembly bill introduced by Mr. Porter (No. 1465, Rec. No. 391) entitled "An act to amend the Agricultural Law, in relation to New York standard A grade apples," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ferris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Knight (No. 1599, Int. No. 1285) entitled "An act to revise and extend the corporate existence of the Baker Gun and Forging Company," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Duell, from the committee on labor and industry, to which was referred the Senate bill introduced by Mr. Knight (No. 1417, Int. No. 1169) entitled "An act to amend the Labor Law, generally," reported in favor of the passage of the same with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lusk moved that the committee on finance be discharged from the consideration of Senate bill (No. 1672, Int. No. 1075) entitled "An act to amend the Conservation Law, in relation to licensing the use of water for power and other purposes, and to providing for the exercise of the power of eminent domain, in relation to the production, sale and distribution of heat, light and

power to the public, and making an appropriation for expenses," and that the said bill be amended, reprinted and recommitted to the committee on finance.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Davenport moved that the committee on taxation and retrenchment be discharged from the consideration of Senate bill (No. 1626, Int. No. 1234) entitled "An act to amend the Tax Law, in relation to taxes upon and with respect to personal incomes," and that the said bill be amended, reprinted and recommitted to the committee on taxation and retrenchment.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Davenport moved that the committee on taxation and retrenchment be discharged from the consideration of Senate bill (No. 1430, Int. No. 1182) entitled "An act to amend the Tax Law, in relation to taxable transfers," and that said bill be amended, reprinted and recommitted to the committee on taxation and retrenchment.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lusk moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 124, Int. No. 122) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article six of the Constitution, in relation to compensation of judges and associate judges of the Court of Appeals."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said bill having been announced for third reading, Mr. Lusk moved that said bill be recommitted to the committee on the judiciary, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Ferris moved that the committee on agriculture be discharged from the consideration of Assembly bill (No. 1599, Rec. No. 319) entitled "An act to amend the Farms and Markets Law, in relation to cold storage."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Ferris, and by unanimous consent, said bill was substituted for Senate bill (No. 1629, Int. No. 935), now on the order of third reading.

Mr. Knight offered a resolution, in the words following:

Resolved (if the Assembly concur), That the joint legislative committee created pursuant to resolution of the Senate and Assembly adopted April twentieth, nineteen hundred and twenty, and continued by joint resolution adopted February second, nineteen hundred and twenty-one, to recodify existing labor laws of the State and revise such portions of such laws as in the judgment of the committee might need revision, be hereby continued until February first, nineteen hundred and twenty-two, with all the powers and duties conferred or authorized by such resolutions and with the further power to investigate and report as to the advisability of vesting in the industrial board or any other board the power to fix and determine within statutory limitations the hours which women and minors may be employed in any factory, industrial or mercantile establishment without danger to the health of such women or minors or the future welfare of the community; and to recodify the Workmen's Compensation Law and to revise such portions thereof as the committee upon investigation may deem advisable, and report its findings with suggested legislation to the Legislature of nineteen hundred and twenty-two.

Resolved, That the sum of ten thousand dollars (\$10,000), or so much thereof as may be needed, is hereby appropriated from the contingent fund of the Legislature for the necessary expenses incurred, or to be incurred, by such committee upon vouchers approved by the chairman of such committee, the Temporary President of the Senate and the Speaker of the Assembly.

Ordered, That the said resolution be referred to the committee on finance.

The Senate bill (No. 672, Int. No. 614) entitled "An act to amend the Corning charter, generally," was returned by the mayor of the city of Corning, with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor and local legislative body have duly accepted the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Lusk moved that the Senate do now adjourn until 11 A. M., Saturday.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Whereupon, the Senate adjourned.

SATURDAY, APRIL 9, 1921

The Senate met pursuant to adjournment.

Mr. Fearon in the chair.

The journal of yesterday was read and approved.

Mr. Lusk introduced a bill (Int. No. 1374) entitled "An act to amend the Tax Law, in relation to salaries of State Tax Commissioners," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Ferris introduced a bill (Int. No. 1375) entitled "An act making an appropriation for the repair of the bridge on a State route across South bay," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Hewitt introduced a bill (Int. No. 1376) entitled "An act making appropriations for the support of government in addition to those provided by chapter one hundred and seventy-six of the Laws of nineteen hundred and twenty-one, and including provisions relating to certain appropriations made by such chapter," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Lusk moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 1591, Int.

No. 903) entitled "An act to amend the Election Law, in relation to party nominations of candidates for State-wide offices and the office of justice of the Supreme Court," and that the said bill be amended, reprinted and recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

At eleven o'clock and fifteen minutes, Mr. Lusk moved that the Senate stand in recess until twelve o'clock, noon.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

TWELVE O'CLOCK AND THIRTY MINUTES

The Senate again met.

Mr. Lusk moved that the Senate do now adjourn.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Whereupon, the Senate adjourned.

MONDAY, APRIL 11, 1921

The Senate met pursuant to adjournment.

Prayer by Rev. Charles C. Harriman.

The journal of Saturday was read and approved.

Mr. Ames introduced a bill (Int. No. 1377) entitled "An act to legalize certain elections and proceedings in the year nineteen hundred and twenty in the village of Little Valley, Cattaraugus county, relating to the paving of Court street with moneys to be derived from the sale of village bonds, to authorize and regulate the sale of such bonds and provide for their payment," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ames, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Fearon introduced a bill (Int. No. 1378) entitled "An act making an appropriation to pay Joseph M. Meatyard for professional legal services rendered and expenses incurred as special counsel for the Public Service Commission of the Second District in the matter of the proceeding instituted by such commission against Freas B. Snyder and others," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Meyer introduced a bill (Int. No. 1379) entitled "An act to amend the Real Property Law, in relation to the recording of demands or requirements by the alien property custodian," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Meyer, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Swift introduced a bill (Int. No. 1380) entitled "An act to amend the General Business Law, in relation to qualifications of certified public accountants," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (Int. No. 1381) entitled "An act to amend chapter nine hundred and fifty-eight of the Laws of nineteen hundred and twenty, entitled 'An act to provide for the construction, by the State, of a hospital for discharged soldiers, sailors and marines, from the State of New York, suffering from mental diseases, and making an appropriation therefor,' generally," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Walton introduced a bill (Int. No. 1382) entitled "An act to amend the Civil Practice Act, generally," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Thayer introduced a bill (Int. No. 1383) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of Roy J. Hosley, as assignee of The Norwood Manufacturing Company, for the value of soft wood timber around the shore of Three Sargent ponds, Hamilton county,

alleged to be due him from the State," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Ferris introduced a bill (Int. No. 1384) entitled "An act making an appropriation for the repair and upkeep of ditching machines owned by the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Pitcher introduced a bill (Int. No. 1385) entitled "An act authorizing the board of trustees of the village of Clayton to issue and sell bonds for paving and improving the streets of said village, and providing for the levy and collection of taxes for the payment of the same," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Ames introduced a bill (Int. No. 1386) entitled "An act to amend the Conservation Law, in relation to the manner of taking water fowl on Chautauqua lake," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Mr. Gibbs introduced a bill (Int. No. 1387) entitled "An act to legalize the publication of all legal instruments, papers, documents and notices heretofore published in the Buffalo Legal Daily," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Gibbs, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan introduced a bill (Int. No. 1388) entitled "An act in relation to the appointment of clerks, deputy clerks and assistant clerks of the inferior courts of civil jurisdiction in cities of the first class," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Hewitt introduced a bill (Int. No. 1389) entitled "An act in relation to the issuance and sale of bonds for Barge canal terminal, highway improvement and State park purposes, for the

contracting of debts authorized by chapters seven hundred and forty-six of the Laws of nineteen hundred and eleven, two hundred and ninety-eight of the Laws of nineteen hundred and twelve, five hundred and sixty-nine of the Laws of nineteen hundred and sixteen and six hundred and twenty-six of the Laws of nineteen hundred and eighteen," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

The Assembly sent for concurrence a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1202, Rec. No. 232) entitled "An act to amend chapter one hundred and thirty of the Laws of nineteen hundred and fifteen, entitled 'An act to revise the charter of the city of Cohoes,' in relation to the collection of unpaid State and county taxes," for the purpose of amendment.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

Ordered, That the Clerk return said resolution to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly sent for concurrence a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 886, Rec. No. 234) entitled "An act to amend chapter fifty-six of the Laws of nineteen hundred and six, entitled 'An act to amend chapter two hundred and fifteen of the Laws of eighteen hundred and twenty, and to revise and consolidate the several acts relative to, and to change the name of the corporation heretofore known as the Trustees of the Theological Seminary of Auburn in the State of New York,' in relation to the powers, objects and purposes of such seminary," for the purpose of amendment.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

Ordered, That the Clerk return said resolution to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Hewitt (No. 1568, Int. No. 1260) entitled "An act making an appropriation from the proceeds of the sale of bonds for the payment of bonuses to certain persons who were in the service of the United States in the war with the German empire and its allies," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Mullan (No. 1608, Int. No. 1294) entitled "An act to provide for the redemption of unused volume tax stamps sold by the State Commissioner of Excise, and making an appropriation therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Lusk (No. 1478, Int. No. 1213) entitled "An act making an appropriation for highway improvement purposes," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Swift (No. 1291, Int. No. 1093) entitled "An act to authorize the Attorney-General to adjust and compromise certain penalties under section fifteen-a of chapter seven hundred and fifty-three of the Laws of eighteen hundred and fifty-seven, as added by chapter six hundred and sixty-six of the Laws of nineteen hundred and fifteen," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was

referred the Senate bill introduced by Mr. Burlingame (No. 1508, Int. No. 1228) entitled "An act to amend chapter seven hundred and six of the Laws of nineteen hundred and twenty, entitled 'An act to authorize the Commissioners of the Land Office to convey a tract of land at the southeast corner of Winthrop street and Albany avenue, in the borough of Brooklyn, city of New York, now a part of the grounds of the Brooklyn State Hospital, to the city of New York for a proposed change in the street lines of Albany avenue, for a highway,' in relation to extending the time for completing the improvement," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Lusk (No. 1586, Int. No. 1278) entitled "An act to amend the Greater New York charter, in relation to the cession of lands for the construction of a tunnel or tunnels under the Hudson river," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Lusk (No. 1683, Int. No. 1340) entitled "An act to amend the Greater New York charter, in relation to a detective division in the police department," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Mr. Adler (No. 1399, Rec. No. 278) entitled "An act to amend chapter eight hundred and six of the Laws of nineteen hundred and twenty, entitled 'An act to create a commission to represent the State of New York at hearings before the International Joint Commission on Boundary Waters, created under and by virtue of article nine of the convention concluded on January eleventh, nineteen hundred and nine, between the United States and the Dominion of Canada, and making an appropriation therefor,' in relation to

the extent of the powers of the commission, and making an appropriation therefor," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Ferris (No. 1588, Int. No. 1280) entitled "An act to amend chapter seven hundred and thirty of the Laws of nineteen hundred and thirteen, entitled 'An act to provide for the centenary of the battle of Plattsburgh, the appointment of a commission, prescribing its powers and duties, and making an appropriation therefor,' in relation to the membership of such commission," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ferris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood moved that the committee on affairs of cities be discharged from the consideration of Senate bill (No. 1744, Int. No. 1368) entitled "An act to amend the Code of Civil Procedure, in relation to actions to recover the possession of real property in certain cities," and that the said bill be amended, reprinted and recommitted to the committee on affairs of cities.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lockwood moved that the committee on affairs of cities be discharged from the consideration of Senate bill (No. 1747, Int. No. 1371) entitled "An act to amend the Municipal Court Code of the City of New York, providing for an additional justice in the fourth municipal court district of the borough of Brooklyn," and that the said bill be amended, reprinted and recommitted to the committee on affairs of cities.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lockwood moved that the committee on affairs of cities be discharged from the consideration of Senate bill (No. 1745, Int. No. 1369) entitled "An act to amend the Code of Civil Procedure, in relation to summary proceedings to recover the possession of real property in cities of a population of one million or

more and in cities in a county adjoining such city," and that the said bill be amended, reprinted and recommitted to the committee on affairs of cities.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lockwood moved that the committee on affairs of cities be discharged from the consideration of Senate bill (No. 1742, Int. No. 1366) entitled "An act to amend chapter one hundred and thirty-six of the Laws of nineteen hundred and twenty, entitled 'An act in relation to defense in action based upon unjust, unreasonable and oppressive agreements for rent of premises occupied for dwelling purposes in cities of the first class, or in cities in a county adjoining a city of the first class,' generally," and that the said bill be amended, reprinted and recommitted to the committee on affairs of cities.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Davenport moved that the committee on taxation and retrenchment be discharged from the consideration of Senate bill (No. 1721, Int. No. 1234) entitled "An act to amend the Tax Law, in relation to taxes upon and with respect to personal incomes," and that the said bill be amended, reprinted and recommitted to the committee on taxation and retrenchment.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Davenport moved that the committee on taxation and retrenchment be discharged from the consideration of Senate bill (No. 1620, Int. No. 1306) entitled "An act to amend the Highway Law, in relation to the administration of its provisions relating to motor vehicles and motor cycles," and that said bill be amended, reprinted and recommitted to the committee on taxation and retrenchment.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Davenport moved that the committee on taxation and retrenchment be discharged from the consideration of Senate bill (No. 1723, Int. No. 1182) entitled "An act to amend the Tax Law, in relation to taxable transfers," and that said bill be

amended, reprinted and recommitted to the committee on taxation and retrenchment.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Meyer moved that the committee on finance be discharged from the consideration of Senate bill (No. 1691, Int. No. 1348) entitled "An act to provide for the appointment of a commission to inquire into the local government of the city of New York, with power to investigate the manner of conducting and transacting business in the several departments, boards and offices thereof, to suggest legislation with respect thereto, and to prepare for submission to the Legislature a new charter for such city, and within its discretion, an administrative code or other body of supplementary local law for enforcement within such city," and that the said bill be amended, reprinted and recommitted to the committee on finance.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Walton moved that the committee on finance be discharged from the consideration of Senate bill (No. 1192, Int. No. 1025) entitled "An act to amend the Tax Law in relation to exemption of property held by certain associations," and that the said bill be amended, reprinted and recommitted to the committee on finance.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Ferris moved that the committee on agriculture be discharged from the consideration of Assembly bill (No. 1771, Rec. No. 417) entitled "An act to amend the Agricultural Law, in relation to the licensing of dogs," and that the said bill be amended, reprinted and recommitted to the committee on agriculture.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Pitcher moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 1628, Int. No. 1091) entitled "An act to amend the Stock Corporation Law, in relation to corporations having shares of capital stock without nominal or par value, and the amendment of certificates of incorporation to permit the issuance of such shares," and that the

said bill be amended, reprinted and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

At nine o'clock and fifty minutes, Mr. Lusk moved that the Senate stand in recess for ten minutes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

TEN O'CLOCK

The Senate again met.

Mr. Lusk moved a call of the Senate.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

By direction of the President, the Clerk called the roll, when the following Senators responded:

Ames	Duell	Karle	Martin	Thayer
Baumes	Duggan	Katlin	Meyer	Thompson
Bloomfield	Dunnigan	Kavanaugh	Mullan	Tolbert
Boylan	Farrell	Knight	Pitcher	Towner
Burling	Fearon	Lockwood	Robinson	Twomey
Campbell	Ferris	Lowman	Seidel	Walker
Cotillo	Gibbs	Lusk	Simpson	Walton
Davenport	Harris	McCue	Straus	Whitley
Draper	Hewitt	McGarry	Swift	Wiswall

The Clerk furnished a list of the absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the Senate with Messrs. Reischmann, Downing, Carson and Burlingame, each of whom was excused.

Mr. Lusk moved that further proceedings be continued with the call pending.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1671, Int. No. 834) entitled "An act to regulate the exhibition of motion pictures, creating a commission therefor, and making an appropriation therefor," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order

of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendment and every question arising pending its consideration, be limited to not exceeding one hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one hour, not more than one-half hour to the members of the majority, and not more than one-half hour to members of the the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Katlin	Meyer	Thayer
Baumes	Fearon	Kavanaugh	Mullan	Thompson
Bloomfield	Ferris	Knight	Pitcher	Tolbert
Burling	Gibbs	Lockwood	Reischmann	Towner
Campbell	Harris	Lowman	Robinson	Walton
Davenport	Hewitt	Lusk	Simpson	Whitley
Draper	Karle	Martin	Swift	Wiswall
				35

FOR THE NEGATIVE

Bovlan	Dunnigan	McCue	Seidel	Walker
Cotillo	Farrell	McGarry	Straus	9

Said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Carson	Harris	Lusk	Swift
Baumes	Davenport	Hewitt	Martin	Thayer
Bloomfield	Draper	Kavanaugh	Mullan	Thompson
Burling	Duell	Knight	Pitcher	Tolbert
Burlingame	Ferris	Lockwood	Reischmann	Towner
Campbell	Gibbs	Lowman	Simpson	Walton

30

FOR THE NEGATIVE

Boylan	Dunnigan	Katlin	Robinson	Walker
Cotillo	Farrell	McCue	Seidel	Whitley
Downing	Fearon	McGarry	Straus	Wiswall
Duggan	Karle	Meyer	Twomey	

19

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1562, Int. No. 433) entitled "An act to amend the Agricultural Law, in relation to cattle," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1627, Int. No. 454) entitled "An act making an appropriation for personal service and for maintenance and operation of the Labor Department," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Katlin	Meyer	Swift
Baumes	Duell	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Boylan	Fearon	Lockwood	Reischmann	Tolbert
Burling	Ferris	Lowman	Robinson	Towner
Burlingame	Gibbs	Lusk	Schackno	Twomey
Campbell	Harris	McCue	Seidel	Walton
Carson	Hewitt	McGarry	Simpson	Whitley
Cotillo	Karle	Martin	Smith	Wiswall
Davenport				

46

FOR THE NEGATIVE

Downing	Duggan	Farrell	Straus	Walker	5
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1599, Int. No. 1285) entitled "An act to revise and extend the corporate existence of the Baker Gun and Forging Company," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1198, Int. No. 1031) entitled "An act to amend the Banking Law, in relation to the illegal conduct of business as a private banker," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1572, Int. No. 1264) entitled "An act to amend the State Charities Law, in relation to the division for mentally defective women in the New York State Reformatory for Women," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1623, Int. No. 1023) entitled "An act to amend the Civil Practice Act, in relation to the omission, in records on appeals, of matters not deemed necessary to the proper determination of such appeals," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson.
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1614, Int. No. 1300) entitled "An act to provide for the publication of an official edition of the civil practice acts," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1624, Int. No. 568) entitled "An act to provide for a department of assessment and taxation in and for the second and third class cities," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Karle	Meyer	Thayer
Baumes	Draper	Katlin	Mullan	Thompson
Bloomfield	Duell	Kavanaugh	Pitcher	Tolbert
Boylan	Duggan	Knight	Reischmann	Towner
Burling	Dunnigan	Lockwood	Robinson	Twomey
Burlingame	Farrell	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

FOR THE NEGATIVE

Fearon

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1573, Int. No. 1265) entitled "An act to amend the Code of Criminal Procedure, in relation to determination of mental defect of person charged with or convicted of a crime, and the commitment of a person found to be mentally defective," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner

Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1467, Int. No. 1200) entitled "An act to amend the Code of Criminal Procedure, in relation to reprieves, commutations and pardons," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1603, Int. No. 1289) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section six of article three of the Constitution, in relation to compensation of members of the Legislature," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 212, Int. No. 205) entitled "Concurrent resolution of the Senate and Assembly proposing amendments to article five of the Constitution, in relation to State officers and departments," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Baumes	Downing	Hewitt	Meyer	Thayer
Bloomfield	Draper	Karle	Mullan	Thompson
Boylan	Duell	Kavanaugh	Pitcher	Tolbert
Burling	Duggan	Lockwood	Reischmann	Towner
Burlingame	Dunnigan	Lowman	Robinson	Twomey
Campbell	Farrell	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Straus	Whitley
Davenport	Harris	Martin	Swift	44

FOR THE NEGATIVE

Ames	Fearon	Katlin	Knight	Wiswall	5
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 496, Int. No. 222) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to sections twenty-six and twenty-seven of article three of the Constitution to enable the Legislature to provide forms of government for the counties of Westchester and Nassau," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

4

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1564, Int. No. 1059) entitled "An act to incorporate The Corner House," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

4

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1558, Int. No. 550) entitled "An act to amend the Conservation Law, in relation to the regulation of the flow of rivers and streams by reservoirs," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burlingame	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1142, Int. No. 987) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Stuart M. Kohn against the State for services alleged to have been rendered the State by him as an attorney in investigating the case of Charles F. Steilow, convicted of murder," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Baumes	Downing	Harris	Mullan	Straus
Bloomfield	Draper	Hewitt	Pitcher	Thayer
Boylan	Dunnigan	Karle	Reischmann	Thompson
Campbell	Farrell	Lowman	Robinson	Twomey
Carson	Fearon	McCue	Schackno	Walton
Cotillo	Ferris	McGarry	Seidel	Whitley
Davenport	Gibbs	Martin	Smith	

34

FOR THE NEGATIVE

Ames	Duggan	Lockwood	Simpson	Towner
Burlingame	Katlin	Lusk	Swift	Walker
Burlingame	Kavanaugh	Meyer	Tolbert	Wiswall
Duell	Knight			

17

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 852, Int. No. 768) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of John M. Steele against the State for damages sustained by him by reason of the trespass of the State of New York on property owned by him in the town of Pittsford in the construction of the Barge canal," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Swift
Baumes	Duell	Karle	Martin	Thayer
Bloomfield	Duggan	Katlin	Meyer	Thompson
Boylan	Dunnigan	Kavanaugh	Mullan	Tolbert
Burling	Farrell	Knight	Pitcher	Towner
Campbell	Fearon	Lockwood	Reischmann	Twomey
Carson	Ferris	Lowman	Robinson	Walton
Cotillo	Gibbs	Lusk	Seidel	Whitley
Davenport	Harris	McCue	Simpson	Wiswall
Downing				

46

FOR THE NEGATIVE

Burlingame	Straus	Walker	3
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 853, Int. No. 769) entitled "An act to confer jurisdiction of a certain claim of the Industrial Distilling Company upon the Court of Claims notwithstanding the failure to file a notice of intention," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Swift
Baumes	Duell	Karle	Martin	Thayer
Bloomfield	Duggan	Katlin	Meyer	Thompson
Boylan	Dunnigan	Kavanaugh	Mullan	Tolbert
Burling	Farrell	Knight	Pitcher	Towner
Campbell	Fearon	Lockwood	Reischmann	Twomey
Carson	Ferris	Lowman	Robinson	Walton
Cotillo	Gibbs	Lusk	Seidel	Whitley
Davenport	Harris	McCue	Simpson	Wiswall
Downing				

46

FOR THE NEGATIVE

Burlingame	Straus	Walker
------------	--------	--------

3

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1578, Int. No. 1270) entitled "An act to amend chapter four hundred and ninety-nine of the Laws of nineteen hundred and eleven, entitled 'An act to revise, amend and consolidate the charter of the village of Le Roy,' in relation to the adoption of a building code by the trustees," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 681, Rec. No. 402) entitled "An act to amend the General City Law, in relation to money for Memorial Day in cities of the third class," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Karle	Meyer	Thayer
Baumes	Draper	Katlin	Mullan	Thompson
Bloomfield	Duell	Kavanaugh	Pitcher	Tolbert
Boylan	Duggan	Knight	Reischmann	Towner
Burling	Farrell	Lockwood	Robinson	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1664, Int. No. 248) entitled "An act to amend the General Municipal Law and the State Finance Law, in relation to the awarding of contracts," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1598, Int. No. 1284) entitled "An act to amend the Greater New York charter, in relation to use of the proceeds of bond issues," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1703, Rec. No. 315) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the temporary detention of younger and less hardened female offenders," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1569, Int. No. 1261) entitled "An act

to amend the Penal Law, in relation to care of incompetent persons," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1557, Int. No. 1100) entitled "An act to amend the Penal Law, in relation to the use of motor vehicles owned or rented by the State or a municipal corporation therein," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1595, Int. No. 887) entitled "An act to amend the State Printing Law, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1596, Int. No. 1056) entitled "An act to amend the Prison Law and the Mental Deficiency Law, in relation to converting the Eastern New York Reformatory into a State institution for mental defectives," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1287, Int. No. 1089) entitled "An act to amend the Surrogate Court Act, in relation to compensation of guardian of the person," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1566, Int. No. 545) entitled "An act to amend the Tax Law, in relation to illegally assessed property," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1570, Int. No. 1262) entitled "An act to amend the Village Law, in relation to the laying of water supply pipes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Burlingame	Farrell	Lockwood	Robinson	Walker
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1653, Int. No. 1329) entitled "An act to amend the General Business Law, in relation to regulation of the transmission of money," having been announced for third reading, Mr. Cotillo moved that said bill be recommitted to the committee on banks, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Pitcher, from the committee on banks, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Assembly bill (No. 1476, Rec. No. 236) entitled "An act to amend the Penal Law, in relation to the listing and advertising of stock of oil and mining corporations," having been announced for third reading, Mr. Swift moved that said bill be

recommitted to the committee on codes, retaining its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1220, Int. No. 1044) entitled "An act to repeal section nineteen of the Insanity Law; relating to the bureau of deportation," having been announced for third reading, Mr. Hewitt moved that said bill be recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 720, Int. No. 651) entitled "An act to amend the Civil Practice Act, in relation to actions in which security for maintenance of wife and child will be required," having been announced for third reading, Mr. Gibbs moved that said bill be recommitted to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1363, Int. No. 840) entitled "An act to amend the Personal Property Law, in relation to conditional sale of goods and chattels and to make uniform the law relating thereto," having been announced for third reading, Mr. Knight moved that said bill be recommitted to the committee on the judiciary, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1705, Int. No. 781) entitled "An act to amend the Civil Service Law, in relation to removals, suspensions and reinstatements," having been announced for third reading, Mr. Robinson moved that said bill be recommitted to the committee on civil service, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Robinson, from the committee on civil service, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Knight moved that the committee of the whole be discharged from the consideration of Senate bill (No. 1724, Int. No. 1169) entitled "An act to amend the Labor Law, generally," and that the said bill be amended, reprinted and recommitted to the committee of the whole.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lusk moved that all further proceeding under the call of the Senate be suspended.

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

Mr. Lusk moved that the Senate do now adjourn.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Whereupon, the Senate adjourned.

TUESDAY, APRIL 12, 1921

The Senate met pursuant to adjournment.

Prayer by Rev. Frank W. Creighton.

The journal of yesterday was read and approved.

Mr. Dunnigan introduced a bill (Int. No. 1390) entitled "An act to amend the Surrogate Court Act, in relation to the admissibility of the testimony of an executor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Mr. Walton introduced a bill (Int. No. 1391) entitled "An act to amend the Surrogate Court Act, generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (Int. No. 1392) entitled "An act to amend the Justice Court Act, generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt introduced a bill (Int. No. 1393) entitled "An act to amend chapter seven hundred and eighty-seven of the Laws of nineteen hundred and thirteen, entitled 'An act in relation to the rate of interest upon certain bonds of the State,' in relation to the maximum rate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Mr. Walton introduced a bill (Int. No. 1394) entitled "An act to amend the Court of Claims Act, generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (Int. No. 1395) entitled "An act to amend the New York City Court Act, relating to messengers," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (Int. No. 1396) entitled "An act to amend the Judiciary Law, relative to fees and mileage of trial jurors," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Fearon introduced a bill (Int. No. 1397) entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' in relation to the collection of local assessments," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Fearon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (Int. No. 1398) entitled "An act to amend chapter six hundred and eighty-four of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public works of the city of Syracuse,' in relation to certificate of partial completion," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Fearon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Twomey introduced a bill (Int. No. 1399) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of William Specklin, former patrolman, who resigned from such position in the year nineteen hundred and nineteen," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Twomey, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Robinson introduced a bill (Int. No. 1400) entitled "An act to amend the Education Law, in relation to boards of education in city school districts," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Boylan introduced a bill (Int. No. 1401) entitled "An act to amend the Farms and Markets Law, in relation to jurisdiction of departments of markets in cities," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on agriculture, retaining its place on order of third reading.

Mr. Reischmann introduced a bill (Int. No. 1402) entitled "An act to amend the General Business Law, in relation to fees of employment agencies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Campbell introduced a bill (Int. No. 1403) entitled "An

act to carry into effect the provisions of chapter five hundred and ninety-seven of the Laws of nineteen hundred and eighteen, by creating a commission to determine upon and fix an equitable charge to be made to and collected from the corporation constituted by any consolidation effected pursuant to the provisions of chapter five hundred and ninety-six of the Laws of nineteen hundred and eighteen, for and on account of the diversion by such corporation from the Niagara river for power purposes of water in excess of fifteen thousand one hundred cubic feet per second," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public service.

Mr. Dunnigan introduced a bill (Int. No. 1404) entitled "An act to amend the Greater New York charter, in relation to the salary and pension rights of police lieutenants assigned to the detective bureau or division in the police department of such city," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Dunnigan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on order of third reading.

Mr. Hewitt introduced a bill (Int. No. 1405) entitled "An act to appropriate the miscellaneous receipts on account of the improvement of the Erie, Oswego and Champlain canals under chapter one hundred and forty-seven of the Laws of nineteen hundred and three and acts amendatory thereof and supplemental thereto, for the purposes of the said improvement," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on finance, retaining its place on order of third reading.

Also, a bill (Int. No. 1406) entitled "An act to appropriate the miscellaneous receipts for the purpose of furnishing proper terminals and facilities for Barge canal traffic under chapter seven hundred and forty-six of the Laws of nineteen hundred and eleven, and acts amendatory thereof and supplemental thereto," which

was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on finance, retaining its place on order of third reading.

Mr. Twomey introduced a bill (Int. No. 1407) entitled "An act conferring jurisdiction on the police commissioner of the city of New York to increase the pension heretofore awarded to George A. Groesch, a former police officer of such city," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Twomey, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Draper introduced a bill (Int. No. 1408) entitled "An act to amend the General Municipal Law, in relation to medical and surgical treatment of veterans, in hospitals, at the expense of cities and counties," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Draper, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on the order of third reading.

Mr. Smith introduced a bill (Int. No. 1409) entitled "An act to reduce the rate of fare for foot passengers chargeable by the Port Richmond and Bergen Point Ferry Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public service.

Mr. Lusk moved a close call of the Senate.

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

By direction of the President, the Clerk called the roll, when the following Senators responded:

Boylan	Duggan	Katlin	Meyer	Thaver
Burling	Dunnigan	Kavanaugh	Mullan	Thompson
Campbell	Farrell	Lockwood	Pitcher	Tolbert
Downing	Fearon	Lowman	Simpson	Towner
Draper	Ferris	Lusk	Straus	Walker
Duell	Harris	McGarry	Swift	Walton

The Clerk furnished a list of the absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the Senate with Messrs. Burlingame, Ames, McCue, Hewitt, Reischmann, Davenport, Seidel, Wiswall, Whitley, Robinson, Gibbs, Schaackno, Baumes, Knight, Twomey, Bloomfield, Karle, Martin, Smith, Cotillo and Carson, each of whom was excused.

Mr. Lusk moved that further proceedings be continued with call pending.

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

The Assembly sent for concurrence the bill (No. 1947, Rec. No. 421) entitled "An act to amend the Conservation Law, in relation to aliens," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Lusk (No. 1604, Int. No. 1290) entitled "An act to amend the General Business Law, in relation to private detectives," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Gibbs (No. 994, Int. No. 877) entitled "An act to amend the Civil Practice Act, in relation to support and maintenance of wife and child," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Walton (No. 452, Int. No. 420) entitled "An act to amend chapter nine hundred and two of the Laws of nineteen hundred and twenty, entitled 'An act to provide for a convention, representing the judiciary and the bar, to consider and adopt rules of civil practice, and making an appropriation therefor,' in relation to extending the time for filing the rules," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Everett (No. 1353, Rec. No. 227) entitled "An act for the relief of the town of Clifton in the county of Saint Lawrence," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Fearon (No. 1423, Int. No. 1175) entitled "An act to amend section thirteen hundred and thirty-six of the Code of Civil Procedure, in relation to appeals to the Court of Appeals," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Martin (No. 1146, Int. No. 991) entitled "An act to amend the Code of Civil Procedure, in relation to time of filing decision of surrogate after trial without jury," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Ferris (No. 1560, Int. No. 347) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article seven of the Constitution, in relation to the forest preserve," reported in favor of the passage of the same with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Martin (No. 1488, Rec. No. 385) entitled "An act to amend the Stock Corporation Law, in relation to the separation of the powers of a stock corporation," reported in favor of the passage of the same,

which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Burlingame (No. 1713, Int. No. 1188) entitled "An act to amend the Stock Corporation Law, in relation to the issue of additional stock to employees," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Walton (No. 1527, Int. No. 1247) entitled "An act to amend the Stock Corporation Law, in relation to the issuance of shares of capital stock without par value," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. E. C. Campbell (No. 988, Rec. No. 192) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for damages sustained, additional labor and material furnished and moneys expended, through the fault of the State, in connection with three separate contracts for construction work at Letchworth Village, Thiells, New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Lord (No. 811, Rec. No. 210) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the county of Chenango for reimbursement of moneys paid by such county for road construction alleged to have been chargeable to the State," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Brady (No. 1075, Rec. No. 367) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Charles Flynn against the State for personal injuries alleged to have been sustained by him on or about the fifteenth day of February, nineteen hundred and nineteen, in ejecting a certain woman from the Assembly chamber while in the employ of the State as an assistant doorkeeper of the Assembly and in the course of such employment, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Walton (No. 399, Int. No. 379) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine a claim by John H. Hasbrouck, Kathryn Leonhard and Walter D. Hasbrouck, as trustee of the estate of the late Josiah Hasbrouck, for Emily S. Burnett for damages to the Sleightsburgh ferry on Rondout creek by the construction of State route number three and a bridge in connection therewith," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Draper (No. 483, Int. No. 449) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Michael Fitzgerald against the State for extra work alleged to have been done by him in connection with contract number twenty-two, in connection with construction of new highway bridges and recent new highway bridge over the Erie canal between Cold Spring and Free Bridge, on the Seneca river, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Draper moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 791, Rec. No. 198) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Michael Fitzgerald against the State for extra work alleged to have been done by him in connection with contract number twenty-two, in connection with construction of new highway bridges and recent new highway bridge over the Erie canal between Cold Spring and Free Bridge on the Seneca river, and to render judgment therefor."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Draper, and by unanimous consent, said bill was substituted for Senate bill (No. 483, Int. No. 449), now on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Wiswall (No. 575, Int. No. 527) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Katherine Toohey against the State for damages for personal injuries alleged to have been sustained by her on or about April twenty-second, nineteen hundred and twenty, and render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Wiswall (No. 576, Int. No. 528) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the alleged claim of Charles P. Senecal against the State for loss and damage sustained by the destruction of an automobile through the alleged negligent operation of the State bridge spanning the Hudson river at Troy and Watervliet," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which

was referred the Senate bill introduced by Mr. Wiswall (No. 589, Int. No. 536) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the alleged claim of Clara Senecal against the State for damages for personal injuries sustained by the alleged negligent operation of the State bridge spanning the Hudson river at Troy and Watervliet," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Wiswall (No. 704, Int. No. 637) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for damages sustained, additional labor and material furnished and moneys expended, through the fault of the State, in connection with three separate contracts for construction work at Letchworth Village, Thiells, New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Pitcher (No. 741, Int. 669) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Fred Pierce Sand Company against the State for damages alleged to have been sustained by it by reason of the failure of the State, its officers, servants and contractors to maintain navigation on the Oswego canal during the construction of the Barge canal in the years nineteen hundred and twelve and nineteen hundred and thirteen, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Towner (No. 742, Int. No. 670) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged

claim of Mary Jane Simonds against the State for damages to her property, while serving as assistant matron of the New York State Training School for Girls, alleged to have been caused by fire through the wilful and negligent acts of inmates of such school, in the month of November, nineteen hundred and twenty," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 755, Int. No. 683) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the canalized Mohawk river at and near Schenectady, by reason of the alleged negligent construction and maintenance of the Vischer Ferry dam, the six months' statute of limitations having run against said claims," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Thompson (No. 815, Int. No. 738) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Walter L. Stilwell, George B. Gerard and Edna A. Brush against the State for damages alleged to have been sustained while being forced to aid the police of the city of New York in the capture of escaped criminals, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. McCue (No. 884, Int. No. 790) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Alice E. Smith as administratrix of the goods, chattels and credits

of William L. Smith, whose death occurred while an inmate of the Manhattan State Hospital on or about the third day of November, nineteen hundred and eight," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 912, Int. No. 811) entitled "An act to confer upon the Court of Claims jurisdiction to hear, audit and determine the claims of several claimants against the State for damages to riparian rights alleged to have been caused in connection with the construction by the State of a dyke across the stream known as the Hellegat, during the years eighteen hundred and eighty-nine and eighteen hundred and ninety-nine," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Gibbs (No. 979, Int. No. 862) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Frank W. Yates against the State for damages alleged to have been sustained while in the course of his employment as an enlisted trooper of New York State police, in the month of May, nineteen hundred and twenty, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Wiswall (No. 1046, Int. No. 921) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of William F. Campion against the State, under a contract for removing cinders and other rubbish from certain public buildings, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Campbell (No. 1089, Int. No. 944) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine claims against the State for damages for or on account of the appropriation of property in connection with the construction of improved canals and canal terminals, and by reason of change of grade of highways on streets caused by changing the bridges and approaches thereto, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Thayer (No. 1189, Int. No. 1022) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the owners of certain lands in township five, Brown's tract, Herkimer county, against the State of New York, for damages alleged to have been sustained by them and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 1262, Int. No. 1074) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of Vinita Kathleen Quackenbush for personal injuries alleged to have been sustained while she was employed by the State," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kanavaugh (No. 1338, Int. No. 1121) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged

claim of Amelio Di Pasquale against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 1339, Int. No. 1122) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Amelio Di Pasquale against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and sixteen, and to render judgment therefor," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 1340, Int. No. 1123) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of John D. Watkins against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 1341, Int. No. 1124) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Albert Lenta against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen and to render judgment therefor," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 1342, Int. No. 1125) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Antonetta De Marco against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and sixteen, and to render judgment therefor," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Davenport (No. 1347, Int. No. 1130) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims for damages against the State alleged to have been sustained by the appropriation by the State of lands and property in connection with the construction of a bridge over the Erie canal on State highway route number twenty-eight, in the village of Yorkville, and to render judgment therefor," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Downing (No. 1469, Int. No. 1202) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of William Henderson against the State for moneys alleged to be due for construction work at the Central Islip State Hospital," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Lowman (No. 1609, Int. No. 1295) entitled "An act to confer jurisdiction on

the Court of Claims to hear, audit and determine the claim of Ervin A. Mix against the State for damages alleged to have been sustained by him while in the employ of the State at the Binghamton State Hospital, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Fearon (No. 1638, Int. No. 1314) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Syracuse Lighting Company for moneys alleged to be due it from the State under agreements to furnish power for the bridges and light for the buildings connected therewith on the Erie and Oswego canals during the years nineteen hundred and thirteen to nineteen hundred and nineteen, inclusive," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Mullan (No. 1640, Int. No. 1316) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Alfred J. McClurg against the State for damages alleged to have been sustained by reason of the construction of the Barge canal through Genesee Valley park, in the city of Rochester, New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Towner (No. 607, Int. No. 553) entitled "An act to authorize the Comptroller of the State to hear and determine the application of Joseph A. Daughton, as trustee of a trust fund created under the will of John Welspiel, deceased, for the redemption from the tax sale made by the Comptroller in nineteen hundred and fifteen of one

acre of land in the town of Plattekill, Ulster county, assessed to Sarah Schoonmaker and described and bounded north and south by lands of E. L. Schoonmaker, east by the highway and west by the Central New England railroad," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Tolbert (No. 1686, Int. No. 1343) entitled "An act to amend the Election Law, in relation to form of ballots for voting machine," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Burling (No. 1037, Int. No. 912) entitled "An act to amend the Election Law, in relation to abolishing the board of elections in the county of Westchester, vesting the county clerk of said county with the powers and duties of boards of election, and authorizing the employment and payment of necessary assistants," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Duggan (No. 1429, Int. No. 1181) entitled "An act to amend the Election Law, in relation to dispensing with the appointment of canvassing inspectors in election districts where voting machines are used," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. T. C. Moore (No. 1007, Rec. No. 214) entitled "An act to amend the Election Law, in relation to the use of school houses or other public buildings as registration and polling places," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Davenport (No. 1694, Int. No. 1351) entitled "An act to amend the Executive Law, in relation to the duties of the Attorney-General," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Knight, from the committee on public service, to which was referred the Senate bill introduced by Mr. Walton (No. 1650, Int. No. 1326) entitled "An act to amend chapter one hundred and ninety of the Laws of eighteen hundred and sixty, entitled 'An act extending to Oliver A. Field the right to establish and maintain a ferry across the Hudson river,' in relation to accommodations to be provided for ferriage, and to rates of ferriage to be charged," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Cole (No. 1706, Rec. No. 324) entitled "An act to amend the Highway Law, in relation to fire extinguishers on omnibuses," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Gibbs (No. 1395, Int. No. 1162) entitled "An act to amend the Highway Law, in relation to regulating the use of highways by certain vehicles," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Fenner (No. 1042, Rec. No. 229) entitled "An act to amend the Ithaca city charter, in relation to powers and duties of the board of fire commissioners," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Fenner (No. 1282, Rec. No. 282) entitled "An act to amend the Ithaca city charter, in relation to the boundaries and civil divisions of such city," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Fenner (No. 1140, Rec. No. 230) entitled "An act to amend the Ithaca city charter, in relation to collection of city taxes," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Burling (No. 1040, Int. No. 915) entitled "An act to amend the Judiciary Law, in relation to the publishing of the terms of county court," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Davenport (No. 1643, Int. No. 1319) entitled "An act to amend the Judiciary Law, in relation to payment of compensation of clerks of the justices of the Supreme Court, fifth judicial district, upon the death of the justice," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Carson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Lusk (No. 1605, Int. No. 1291) entitled "An act to authorize the exchange of certain real estate by the village of Johnson City and others for pur-

poses of a village park," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Burling (No. 1728, Int. No. 1352) entitled "An act to provide for the submission of a proposition of the voters of the fire district number one of the town of Mamaroneck, New York, for the acquisition of a site, by private purchase or condemnation, and the construction of a new fire house in said fire district, and, if such proposition is adopted, authorizing the issue of not to exceed sixty-five thousand dollars of bonds to provide for the said acquisition of said site and the erection of said building," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Knight (No. 1689, Int. No. 1346) entitled "An act to amend the Mental Deficiency Law, generally," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Carson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Robinson (No. 1580, Int. No. 1272) entitled "An act authorizing the village of Middleville, Herkimer county, to accept gifts, grants and devises and to construct therewith a building for general village purposes and providing for the rental thereof and the disposition of such rental money," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Swift, from the committee on military affairs, to which was referred the Senate bill introduced by Mr. Swift (No. 1739, Int. No. 1363) entitled "An act to amend the Military Law, in relation to the naval militia, and in relation to armories," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Swift, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Duggan (No. 1214, Int. No. 1038) entitled "An act to amend the New York Municipal Court Code, in relation to the districts and number of justices of such court, establishing two new districts and providing for new justices and employees thereof," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Knight, from the committee on public service, to which was referred the Senate bill introduced by Mr. Reischmann (No. 1234, Int. No. 1045) entitled "An act authorizing the Public Service Commission of the First District to permit the operation of the street railway line of the Nassau Electric Railroad Company, in the borough of Brooklyn, commonly known as the Central and Park avenue line, without exchanging transfers with connecting lines, notwithstanding the provisions of any charter, franchise, agreement or statute," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Farrell (No. 406, Int. No. 386) entitled "An act to authorize the police commissioner of the city of New York to increase the pension of James M. Cusack to an amount not exceeding the salary paid to him at the date of his retirement," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Reischmann (No. 19, Int. No. 19) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Neil McEwen, former patrolman, who resigned from such position in the year nineteen hundred and nineteen," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Reischmann, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Druss (No. 30, Rec. No. 281) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Neil McEwen, former patrolman, who resigned from such position in the year nineteen hundred and nineteen," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Hawkins (No. 1317, Rec. No. 286) entitled "An act authorizing the superintendent of buildings of the borough of Manhattan of the city of New York to rehear the charges upon which Edward G. Sexton, formerly an inspector of plumbing in the bureau of buildings, borough of Manhattan, city of New York, was dismissed from said bureau of buildings in the year nineteen hundred and ten, and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Schwab (No. 157, Rec. No. 289) entitled "An act authorizing the police commissioner of the city of New York to restore Stephen W. Furlong to the rank held by him in the police department prior to the twenty-ninth day of March, nineteen hundred and eleven," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. McGarry, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Jesse (No. 362, Rec. No. 300) entitled "An act authorizing the police commissioner of the city of New York to reinstate William B. Freeman, formerly a patrolman in the police department of said city, in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Tolbert, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Jesse (No. 1305, Rec. No. 301) entitled "An act authorizing the fire commissioner of the city of New York to reinstate Raymond A. Sweeney, formerly a member of the fire department of such city, to the position formerly held by him," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Leininger (No. 963, Rec. No. 308) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which William G. Frank, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and nine, and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. McGarry, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. McCue (No. 328, Int. No. 315) entitled "An act authorizing the borough president of the borough of Manhattan of the city of New York to rehear the charges upon which John J. Sweeney was dismissed from the department of buildings and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Walsh (No. 828, Rec. No. 316) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Christopher C. O'Brien, formerly a patrolman in the police department of the said city, was dismissed from said department, and to reinstate him in the position formerly held by

him," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Dunnigan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Pette (No. 1266, Rec. No. 405) entitled "An act to authorize and empower the police commissioner of the city of New York to relieve from service Cornelius B. Doherty, as a member of the police force, for permanent disabilities received in the performance of his duties while a member of such force, and to award him an annual pension during his lifetime of a sum not to exceed three-fourths of the full compensation at the time of retirement, to be paid from the pension fund of such force," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Boylan (No. 648, Int. No. 590) entitled "An act authorizing the police commissioner of the city of New York to restore James Quigley, a member of the police force of the city of New York, to the rank and grade of lieutenant of police, formerly held by him," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Dunnigan (No. 1047, Int. No. 922) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Peter Clancy, formerly a member of the police force of such city, was dismissed from such department, and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Dunnigan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Boylan (No. 744, Int. No. 672) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Meyer Pollack, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and nineteen, and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Karle (No. 1144, Int. No. 989) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Hugh P. McKeon, formerly a patrolman in the police department of said city, was dismissed from said department, and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Duggan (No. 1215, Int. No. 1039) entitled "An act authorizing the superintendent of buildings of the borough of Manhattan of the city of New York to rehear the charges upon which Edward G. Sexton, formerly an inspector of plumbing in the bureau of buildings, borough of Manhattan, city of New York, was dismissed from said bureau of buildings in the year nineteen hundred and ten, and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Farrell (No. 1279, Int. No. 1082) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which William Clancy, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and seventeen, and to reinstate him in the

position formerly held by him," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Farrell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. McGarry (No. 1685, Int. No. 1342) entitled "An act conferring jurisdiction on the police commissioner of the city of New York to increase the pension heretofore awarded to Charles E. Hunt, a former police officer of such city," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Martin (No. 1732, Int. No. 1356) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Herman H. Silverstein, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and seven, and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Leininger (No. 1673, Rec. No. 304) entitled "An act to amend the Greater New York charter, in relation to the compensation of secretary and treasurer of the trustees of the exempt firemen's benevolent fund of the borough of Queens," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Walker (No. 1736, Int. No. 1360) entitled "An act to amend the Greater New York charter, so as to authorize the commissioner of parks of the borough of the Bronx to transfer to the president of said borough a portion of Van Cortlandt park for purpose of widening

Broadway, in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Simpson (No. 1006, Int. No. 889) entitled "An act to amend the Greater New York charter, in relation to the relief and pension fund of the fire department," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Burlingame (No. 1729, Int. No. 1353) entitled "An act to amend the Greater New York charter, in relation to corporation newspapers in the borough of Brooklyn," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Jenks (No. 1639, Rec. No. 379) entitled "An act to amend the Penal Law, in relation to buying or receiving stolen or wrongfully acquired property," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Betts (No. 1628, Rec. No. 321) entitled "An act to amend the Penal Law, in relation to untrue and misleading advertisements," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Martin (No. 1498, Rec. No. 267) entitled "An act to amend the Poor Law, in relation to price of headstones for soldiers' graves," reported in

favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Chamberlin (No. 1215, Rec. No. 224) entitled "An act to amend chapter six hundred and eighty-five of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public safety of the city of Syracuse,' in relation to the discipline of officers and members of the police and fire departments," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Chamberlin (No. 1764, Rec. No. 409) entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the publication of the common council proceedings," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Fearon (No. 1680, Int. No. 1337) entitled "An act to authorize and empower the city of Syracuse to borrow on certificates of indebtedness such amount of money as shall be necessary to pay the expenses of operating the bridges over the Erie canal in such city for the period of navigation in the year nineteen hundred and twenty-one, and to provide for the payment of such indebtedness," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Zimmerman

(No. 1198, Rec. No. 351) entitled "An act to authorize the local assessment of certain Barge canal and terminal lands of the State in the city of Tonawanda for the benefit thereto from the paving of East Niagara street in such city," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Zimmerman (No. 1672, Rec. No. 418) entitled "An act to amend the Tonawanda city charter, generally," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Judson (No. 1636, Rec. No. 380) entitled "An act to amend the Town Law, in relation to the drainage of agricultural lands," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Booth (No. 1403, Rec. No. 366) entitled "An act authorizing the city of Utica to change the course of Sylvan Glen creek, and of Beckwith creek, in the town of New Hartford and the city of Utica, to acquire property therefor, and make and maintain improvements in such city and town, and to issue bonds to pay therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Duell (No. 1636, Int. No. 1312) entitled "An act to incorporate the State Veterans Relief Fund, for the amelioration of the condition of disabled residents of this State who were in the military and naval service of the United States during the World War, and their depend-

ents," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Carson, from the committee on affairs of villages, to which was referred the Assembly bill introduced by Mr. T. C. Moore (No. 1593, Rec. No. 389) entitled "An act to amend the Village Law, in relation to the powers of boards of trustees to establish building lines and to regulate the character and location of buildings constructed within a village," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 1585, Int. No. 1277) entitled "An act to legalize and validate the acts and proceedings of the village of Waterford, its voters, officers and agents, in relation to the issuance and sale of paving bonds of said village in the aggregate amount of forty-seven thousand four hundred and sixty-three dollars and fifty cents, to authorize the issuance of said bonds, and to provide for raising annually by tax a sum sufficient to pay the principal and interest of such bonds as they become due," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Burling (No. 1418, Int. No. 1170) entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and sixteen, entitled 'An act to create the office of commissioner of charities and corrections in the county of Westchester, and to describe the powers and duties of such office,' generally," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Knight, from the committee on public service, to which was referred the Senate bill introduced by Mr. Burling (No. 1611, Int. No. 1297) entitled "An act creating a commission to prepare a preliminary plan and report, including estimates, for the combination, improvement and extension of existing rapid transit railroads, street surface railroads, and stage and omnibus lines and any railroad used for local service, operating between a point or points within the city of New York and a point or points within the county of Westchester, and for connecting railroads whose lines stop at or near the boundary line between the city of New York and the county of Westchester, and for otherwise improving, by new construction or otherwise, the transportation facilities between the city of New York and the county of Westchester, and other transportation facilities in such county, and authorizing appropriations by the county of Westchester toward the expense of such commission," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burling, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Trahan (No. 1684, Rec. No. 348) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to the division of the city of Yonkers into wards," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Katlin gave notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30, and 43, for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 809, Int. No. 732) entitled "An act to amend the Tax Law, in relation to the tax imposed on transfer of stock."

Mr. Gibbs moved that the committee on finance be discharged from the consideration of Senate bill (No. 1722, Int. No. 1075)

entitled "An act to amend the Conservation Law, in relation to licensing the use of water for power and other purposes, and to providing for the exercise of the power of eminent domain, in relation to the production, sale and distribution of heat, light and power to the public, and making an appropriation for expenses," and that the said bill be amended, reprinted and recommended to the committee on finance.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Dunnigan moved that the committee of the whole be discharged from the consideration of Senate bill (No. 678, Int. No. 620) entitled "An act to amend the Railroad Law, in relation to construction of street surface railroads in Pelham Bay park in the city of New York."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Dunnigan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport moved that the committee on taxation and retrenchment be discharged from the consideration of Senate bill (No. 1656, Int. No. 1252) entitled "An act to amend the Tax Law, generally, in relation to taxes on corporations and transfers of stock," and that the said bill be amended, reprinted and recommended to the committee on taxation and retrenchment.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Thayer moved that the committee on finance be discharged from the consideration of Senate bill (No. 1188, Int. No. 1021) entitled "An act to amend the Executive Law, in relation to providing for two additional troops of State police, and making an appropriation therefor," that the said bill be amended, the title being amended to read as follows:

"An act to amend the Executive Law and the Conservation Law, in relation to the salary of the superintendent of State police, providing for two additional troops of State police, defining the powers and duties of the State police in the enforcement of the Conservation Law, relative to fish and game, and making an appropriation for the additional State police as required by this act."

and that the same be reprinted and recommitted to the committee on finance.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Towner moved that the committee on affairs of cities be discharged from the consideration of Assembly bill (No. 1078, Rec. No 231) entitled "An act to authorize the city of Hudson to borrow money by the issue of bonds for the purpose of meeting temporary deficiencies."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Towner, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Cotillo	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall

50

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1291, Int. No. 1093) entitled "An act to authorize the Attorney-General to adjust and compromise certain penalties under section fifteen-a of chapter seven hundred and fifty-three of the Laws of eighteen hundred and fifty-seven, as added by chapter six hundred and sixty six of the Laws of nineteen hundred and fifteen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Katlin	Mullan	Thayer
Baumes	Duggan	Kavanaugh	Pitcher	Thompson
Bloomfield	Dunnigan	Knight	Reischmann	Tolbert
Boylan	Farrell	Lockwood	Robinson	Towner
Burling	Fearon	Lowman	Schackno	Twomey
Burlingame	Ferris	Lusk	Seidel	Walker
Campbell	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Straus	Whitley
Downing	Hewitt	Meyer	Swift	Wiswall
Draper				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1630, Int. No. 1154) entitled "An act to amend the General Business Law, in relation to the registration and trademark protection of cans and can covers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Cotillo	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall

50

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1660, Int. No. 549) entitled "An act to amend the General Business Law, in relation to fire escapes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Campbell	Hewitt	McCue	Schackno	Towner
Draper	Karle	McGarry	Simpson	Twomey
Duggan	Kavanaugh	Meyer	Smith	Walton
Dunnigan	Knight	Mullan	Thayer	Whitley
Fearon	Lockwood	Robinson	Thompson	Wiswall
Ferris	Lusk			

27

FOR THE NEGATIVE

Ames	Burling	Duell	Pitcher	Swift
Baumes	Burlingame	Gibbs	Reischmann	Tolbert
Bloomfield	Cotillo	Harris	Seidel	Walker
Boylan	Davenport	Lowman	Straus	

19

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1657, Int. No. 1050) entitled "An act to amend the Business Corporations Law, in relation to co-operative associations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Cotillo	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall

50

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1666, Int. No. 937) entitled "An act to amend the Civil Rights Law, in relation to the dedication of the name or picture of any person for advertising or trade purposes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Katlin	Mullan	Thayer
Baumes	Duggan	Kavanaugh	Pitcher	Thompson
Bloomfield	Dunnigan	Knight	Reischmann	Tolbert
Boylan	Farrell	Lockwood	Robinson	Towner
Burling	Fearon	Lowman	Schackno	Twomey
Burlingame	Ferris	Lusk	Seidel	Walker
Campbell	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Straus	Whitley
Downing	Hewitt	Meyer	Swift	Wiswall
Draper				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 7, Int. No. 7) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article two of the Constitution, in relation to qualification of voters," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Kavanaugh	Reischmann	Thompson
Baumes	Duell	Lockwood	Robinson	Tolbert
Bloomfield	Fearon	Lowman	Simpson	Towner
Burling	Ferris	Lusk	Smith	Walton
Campbell	Gibbs	Meyer	Swift	Whitley
Carson	Hewitt	Mullan	Thayer	Wiswall
Davenport	Karle	Pitcher		

33

FOR THE NEGATIVE

Boylan	Dunnigan	Katlin	Martin	Straus
Cotillo	Farrell	McCue	Schackno	Twomey
Downing	Harris	McGarry	Seidel	Walker
Duggan				

16

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 220, Int. No. 213) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article four of the Constitution in relation to the term of office of the Governor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the negative, a majority of all the Senators elected not voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Boylan	Duell	Gibbs	Meyer	Straus
Davenport	Dunnigan	Lockwood	Robinson	Swift
Downing	Farrell	McGarry	Schackno	Walker

15

FOR THE NEGATIVE

Ames	Draper	Karle	McCue	Tolbert
Baumes	Duggan	Katlin	Martin	Towner
Bloomfield	Fearon	Kavanaugh	Mullan	Walton
Burling	Ferris	Knight	Pitcher	Whitley
Burlingame	Harris	Lowman	Seidel	Wiswall
Campbell	Hewitt	Lusk	Thayer	

29

Mr. Duell moved to reconsider the vote by which said bill was lost, and that this motion lie upon the table.

The President put the question whether the Senate would agree to said motion to lay upon the table, and it was decided in the affirmative.

The Senate bill (No. 1663, Int. No. 400) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of Aldrich and Hall, Incorporated, and Ray S. Messenger, its assignee, or either or both of them, against the State for the unpaid amount earned under Barge canal terminal contract number seven for constructing dock wall at Fort Edward, New York; and for extra and additional work performed, and damages sustained in connection therewith; and for interest on the amount found due from the date the same should have been paid," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows

FOR THE AFFIRMATIVE

Ames	Duell	Karle	Mullan	Thayer
Baumes	Duggan	Kavanaugh	Pitcher	Thompson
Bloomfield	Dunnigan	Knight	Reischmann	Tolbert
Boylan	Farrell	Lockwood	Robinson	Towner
Burling	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	McCue	Seidel	Walton
Davenport	Gibbs	McGarry	Simpson	Whitley
Downing	Harris	Martin	Straus	Wiswall
Draper	Hewitt	Meyer	Swift	44

FOR THE NEGATIVE

Burlingame	Lusk	Katlin	Walker	4
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1426, Int. No. 1179) entitled "An act to amend the Education Law, in relation to the numbers, salaries and compensation of members of the supervising and teaching staff, and other employees of boards and departments of education in certain cities," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1599, Rec. No. 319) entitled "An act to amend the Farms and Markets Law, in relation to cold storage," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Cotillo	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall

50

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 546, Senate Reprint No. 1593, Rec. No. 155) entitled "An act to amend the Highway Law, in relation to auto trucks and trailers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Katlin	Meyer	Swift
Baumes	Duggan	Draper	Mullan	Thayer
Bloomfield	Dunnigan	Kavanaugh	Pitcher	Thompson
Boylan	Farrell	Knight	Reischmann	Tolbert
Burling	Fearon	Lockwood	Robinson	Towner
Burlingame	Ferris	Lowman	Schackno	Twomey
Campbell	Gibbs	Lusk	Seidel	Walker
Carson	Harris	McCue	Simpson	Walton
Cotillo	Hewitt	McGarry	Smith	Whitley
Davenport	Karle	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Senate bill (No. 1659, Int. No. 850) entitled "An act to amend the Judiciary Law, in relation to stenographers in the fourth and sixth judicial districts, and making an appropriation for an additional stenographer in each of such districts," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Cotillo	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall

50

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1665, Int. No. 210) entitled "An act to amend the Justice Court Act, in relation to fees of justices of the peace," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Katlin	Mullan	Thayer
Baumes	Duggan	Kavanaugh	Pitcher	Thompson
Bloomfield	Dunnigan	Knight	Reischmann	Tolbert
Boylan	Farrell	Lockwood	Robinson	Towner
Burling	Fearon	Lowman	Schackno	Twomey

Burlingame	Ferris	Lusk	Seidel	Walker
Campbell	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall
Draper	Karle	Meyer	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 549, Int. No. 507) entitled "An act to amend chapter one hundred and seventy-one of the Laws of nineteen hundred and four, entitled 'An act to provide for the continuance of the office of commissioner of records of the county of Kings, and for the completion and care of the block indexes and reindexing plant, and for the care and preservation of the county records, old town and other records,' in relation to the term of office of the commissioner and appointment of his successor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Pitcher	Tolbert
Baumes	Fearon	Kavanaugh	Reischmann	Towner
Bloomfield	Ferris	Lowman	Robinson	Walton
Burlingame	Harris	Lusk	Thayer	Whitley
Burlingame	Hewitt	Mullan	Thompson	Wiswall
Campbell				

26

FOR THE NEGATIVE

Boylan	Dunnigan	Lockwood	Meyer	Smith
Davenport	Farrell	McCue	Schackno	Straus
Downing	Katlin	McGarry	Seidel	Twomey
Duell	Knight	Martin	Simpson	Walker
Duggan				

21

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1689, Int. No. 1211) entitled "An act to amend the Military Law, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1661, Int. No. 517) entitled "An act to authorize the board of estimate and apportionment of the city of New York to construct a tunnel for freight and passenger purposes under New York bay, between the boroughs of Richmond and Brooklyn, by improving and increasing the terminal facilities of the city of New York to maintain the supremacy of the port of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Katlin	Mullan	Thayer
Baumes	Duggan	Kavanaugh	Pitcher	Thompson
Bloomfield	Dunnigan	Knight	Reischmann	Tolbert
Boylan	Farrell	Lockwood	Robinson	Towner
Burling	Fearon	Lowman	Schackno	Twomey
Burlingame	Ferris	Lusk	Seidel	Walker
Campbell	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall
Draper	Karle	Meyer	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1667, Int. No. 632) entitled "An act to amend the Greater New York charter, in relation to the removal of certain employees of the department of correction," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Cotillo	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall

50

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1565, Int. No. 874) entitled "An act to amend the Greater New York charter, in relation to establishing a park keeper force, and to repeal section three hundred and thirteen of said charter," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Harris	McGarry	Towner
Baumes	Duell	Hewitt	Robinson	Twomey
Boylan	Dunnigan	Katlin	Straus	Walton
Burling	Farrell	Knight	Swift	Whitley
Campbell	Ferris	Lusk	Thayer	Wiswall
Davenport	Gibbs			

27

FOR THE NEGATIVE

Burlingame	Kavanaugh	McCue	Pitcher	Tolbert
Downing	Lockwood	Meyer	Schackno	Walker
Duggan	Lowman	Mullan	Seidel	

14

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1575, Int. No. 1267) entitled "An act to amend the Penal Law, in reference to applications for licenses to carry concealed weapons," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Katlin	Mullan	Thayer
Baumes	Duggan	Kavanaugh	Pitcher	Thompson
Bloomfield	Dunnigan	Knight	Reischmann	Tolbert
Boylan	Farrell	Lockwood	Robinson	Towner
Burling	Fearon	Lowman	Schackno	Twomey
Burlingame	Ferris	Lusk	Seidel	Walker
Campbell	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Meyer	Straus	Wiswall
Draper				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1112, Senate Reprint No. 1654, Rec. No. 143) entitled "An act to amend the Town Law, in relation to deposits of moneys by the supervisors of towns," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Otillo	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall

50

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same, with amendments.

The Senate bill (No. 1594, Int. No. 457) entitled "An act to amend the Workmen's Compensation Law, in relation to providing compensation for private chauffeurs," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Harris	Pitcher	Swift
Raumes	Duell	Hewitt	Reischmann	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Towner
Boylan	Dunnigan	Lockwood	Schackno	Twomey
Burling	Farrell	Lusk	Seidel	Walker
Burlingame	Fearon	McCue	Simpson	Walton
Davenport	Ferris	McGarry	Straus	Whitley
Downing	Gibbs	Meyer		

38

FOR THE NEGATIVE

Campbell	Knight	Mullan	Tolbert	Wiswall
Katlin	Lowman	Thayer		

8

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1717, Int. No. 122) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article six of the Constitution, in relation to compensation of judges and associate judges of the Court of Appeals," having been announced for third reading, Mr. Knight moved that said bill be recommitted to the committee on the judiciary, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1697, Int. No. 832) entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War," having been announced for third reading, Mr. Towner moved that said bill be recommitted to the committee on military affairs, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Swift, from the committee on military affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1720, Int. No. 1339) entitled "An act to amend the Legislative Law, in relation to the publication of Session Laws and concurrent resolutions, and the rate of charge therefor," having been announced for third reading, Mr. Pitcher moved that said bill be recommitted to the committee on internal affairs of towns, counties and public highways, with instructions to said committee to report the same forthwith amended, the title being amended to read as follows:

"An act to amend the County Law and the Legislative Law, in relation to eliminating the publication of Session Laws in newspapers."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Boylan	Duggan	Katlin	Martin	Seidel
Burling	Dunnigan	Kavanaugh	Meyer	Straus
Cotillo	Farrell	Lockwood	Pitcher	Swift
Davenport	Fearon	McCue	Robinson	Tolbert
Downing	Harris	McGarry	Schackno	Walker
Duell	Hewitt			

27

FOR THE NEGATIVE

Ames	Draper	Lowman	Smith	Walton
Baumes	Ferris	Lusk	Thayer	Whitley
Bloomfield	Karle	Mullan	Thompson	Wiswall
Campbell	Knight	Reischmann	Towner	

19

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same, with amendments.

The Senate bill (No. 1594, Int. No. 457) entitled "An act to amend the Workmen's Compensation Law, in relation to providing compensation for private chauffeurs," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Harris	Pitcher	Swift
Raumes	Duell	Hewitt	Reischmann	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Towner
Boylan	Dunnigan	Lockwood	Schackno	Twomey
Burling	Farrell	Lusk	Seidel	Walker
Burlingame	Fearon	McCue	Simpson	Walton
Davenport	Ferris	McGarry	Straus	Whitley
Downing	Gibbs	Meyer		

38

FOR THE NEGATIVE

Campbell	Knight	Mullan	Tolbert	Wiswall
Katlin	Lowman	Thayer		

8

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1717, Int. No. 122) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article six of the Constitution, in relation to compensation of judges and associate judges of the Court of Appeals," having been announced for third reading, Mr. Knight moved that said bill be recommitted to the committee on the judiciary, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1697, Int. No. 832) entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War," having been announced for third reading, Mr. Towner moved that said bill be recommitted to the committee on military affairs, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Swift, from the committee on military affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1720, Int. No. 1339) entitled "An act to amend the Legislative Law, in relation to the publication of Session Laws and concurrent resolutions, and the rate of charge therefor," having been announced for third reading, Mr. Pitcher moved that said bill be recommitted to the committee on internal affairs of towns, counties and public highways, with instructions to said committee to report the same forthwith amended, the title being amended to read as follows:

"An act to amend the County Law and the Legislative Law, in relation to eliminating the publication of Session Laws in newspapers."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Boylan	Duggan	Katlin	Martin	Seidel
Burling	Dunnigan	Kavanaugh	Meyer	Straus
Cotillo	Farrell	Lockwood	Pitcher	Swift
Davenport	Fearon	McCue	Robinson	Tolbert
Downing	Harris	McGarry	Schackno	Walker
Duell	Hewitt			

27

FOR THE NEGATIVE

Ames	Draper	Lowman	Smith	Walton
Baumes	Ferris	Lusk	Thayer	Whitley
Bloomfield	Karle	Mullan	Thompson	Wiswall
Campbell	Knight	Reischmann	Towner	

19

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1658, Int. No. 604) entitled "An act to amend the Labor Law, in relation to the power of the industrial board regarding hours of employment of women and minors," having been announced for third reading, Mr. Meyer moved that said bill be recommitted to the committee on labor and industry, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Duell, from the committee on labor and industry, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Gibbs offered a resolution, in the words following:

Whereas, The present housing shortage is a matter of deep national concern, the stimulation of home construction being of vital need of the nation, and anything that would add to the already high cost of building should fail of legislative sanction; and

Whereas, The cost of lumber production in the United States is lower than in any country in the world, the American mill, therefore, needing no tariff to protect it; and

Whereas, A duty placed on lumber imported from Canada would operate to increase the cost to the ultimate consumer and thereby permit the increased financial burden to thousands of farmers and home builders of this country, for the benefit of a selected few; and

Whereas, Such a tariff is against the best interests and general welfare of the public, would compel excessive depletion of our own timber resources and would invite retaliatory measures on the part of Canada to the extreme detriment of all lines of manufactures; now, therefore, be it

Resolved (if the Assembly concur). That the Senate and House of Representatives of the United States be, and they are hereby urged to refrain from placing a duty on lumber imported from the Dominion of Canada; and be it further

Resolved, That a copy of this resolution be sent to each member of the United States Senate and House of Representatives from the State of New York, to the President of the Senate, and the Speaker of the House of Representatives, to the finance committee of the Senate and to the ways and means committee of the House of Representatives.

Ordered, That said resolution be referred to the committee on finance.

The Senate bill (No. 1383, Int. No. 1150) entitled "An act authorizing the State Board of Estimate and Control to sell and convey the lands, buildings and premises known as the Mohansic Lake Reservation in the town of Yorktown, Westchester county, providing for the manner of sale and disposition of proceeds, and repealing article twelve of the Public Lands Law," having been announced for third reading, Mr. Hewitt moved that said bill be recommitted to the committee on finance, with instructions to said committee to report the same forthwith amended, the title being amended to read as follows:

"An act authorizing the State Board of Estimate and Control to sell and convey the lands, buildings and premises known as the Mohansic Lake Reservation in the town of Yorktown, Westchester county, providing for the manner of sale and disposition of proceeds."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 1297, Int. No. 1099) entitled "An act to authorize the board of supervisors of the county of Westchester to adjust overpayments of State and county taxes by tax districts in such county arising out of illegal assessments on the tax-rolls as equalized subsequent to the year nineteen hundred and thirteen," having been announced for third reading, Mr. Duell moved that said bill be recommitted to the committee on internal affairs of towns, counties and public highways with instructions to said committee to report the same forthwith amended, the title being amended to read as follows:

"An act to authorize the board of supervisors of the county of Westchester to adjust overpayments of county taxes by tax districts in such county arising out of illegal assessments on the tax-rolls as equalized subsequent to the year nineteen hundred and thirteen."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 964, Int. No. 159) entitled "An act in relation to unclaimed interest moneys in the hands of the public administrator in the city of New York, and the use of a portion thereof for certain purposes," was returned by the mayor of the city of New York, with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor has duly accepted the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate bill (No. 552, Int. No. 510) entitled "An act to amend the charter of the city of Rochester, generally," was returned by the mayor of the city of Rochester, with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor has duly accepted the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Lusk moved that all further proceedings under the call of the Senate be suspended.

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

Mr. Lusk moved that the Senate do now adjourn.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Whereupon, the Senate adjourned.

WEDNESDAY, APRIL 13, 1921

The Senate met pursuant to adjournment.

Prayer by Rev. Thomas J. Burke.

The journal of yesterday was read and approved.

Mr. Campbell introduced a bill (Int. No. 1410) entitled "An act to amend the charter of the city of Lockport, generally," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (Int. No. 1411) entitled "An act to amend the Stock Corporation Law, in relation to proceedings for an appraisal of the value of stock on voluntary sale of franchise and property," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Walton introduced a bill (Int. No. 1412) entitled "An act to amend the Tax Law, in relation to the imposition of additional tax on certain incomes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on taxation and retrenchment.

The Assembly sent for concurrence the bill (No. 1831, Rec. No. 422) entitled "An act to amend the Election Law, in relation to the delivery of ballot boxes in the city of New York at the close of the canvass of votes at an election," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 479, Rec. No. 423) entitled "An act to amend the Civil Practice Act, in relation to fees of the county clerk in Westchester county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1791, Rec. No. 424) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Duell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on the order of third reading.

Also, a bill (No. 1790, Rec. No. 425) entitled "An act to amend the Judiciary Law, in relation to official referees," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1789, Rec. No. 426) entitled "An act to amend chapter three hundred and ninety-three of the Laws of nineteen hundred and six, entitled 'An act to create and establish a policemen's relief and pension fund for the police department of the city of Utica and authorizing the granting and payment of relief and pensions to the officers and members of said department entitled thereto,' generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on the order of third reading.

Also, a bill (No. 1788, Rec. No. 427) entitled "An act to amend the revised charter of the city of Syracuse, in relation to the boundary of such city and of the tenth and thirteenth wards thereof," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Fearon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1238, Rec. No. 428) entitled "An act to amend the Tenement House Law, in relation to the definition of a tenement house," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1697, Rec. No. 429) entitled "An act to amend the Conservation Law, in relation to the taking of pike perch," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 1651, Rec. No. 430) entitled "An act to amend the Labor Law, in relation to definition of employee," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Downing, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on labor and industry, retaining its place on the order of third reading.

Also, a bill (No. 1729, Rec. No. 431) entitled "An act to amend the Penal Law, in relation to the unauthorized transmission of money or other valuables to and from foreign countries," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Downing, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on the order of third reading.

Also, a bill (No. 1787, Rec. No. 432) entitled "An act to amend the Greater New York charter, in relation to salaries of clerks, deputy clerks and assistant clerks of the municipal court of the city of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Simpson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on the order of third reading.

Also, a bill (No. 295, Rec. No. 433) entitled "An act in relation to tax sales heretofore made by the treasurer of the county of Franklin," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1181, Rec. No. 434) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the Remsen and the West Canada Creek Telephone Company, a domestic corporation duly incorporated, organized and existing under and by virtue of the Transportation Corporations Law of the State of New York, against the State for damages caused by the alleged unlawful acts of the

State of New York in the construction of a dam or reservoir across the West Canada creek, at the village of Hinckley, New York, for Barge canal purposes," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Robinson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1709, Rec. No. 435) entitled "An act to repeal the Civil Practice Act, and kindred acts carrying out the plan of the Civil Practice Act, including the New York City Court Act, and the several laws of the year nineteen hundred and twenty which transferred to consolidated laws provisions of the Code of Civil Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 664, Rec. No. 436) entitled "An act to amend the Tax Law, in relation to deductions allowed from gross personal income," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 603, Rec. No. 437) entitled "An act to release the interest of the people of the State of New York in certain real estate in Oneida and Herkimer counties to Oneida Presbytery," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place on the order of third reading.

Also, a bill (No. 1663, Rec. No. 438) entitled "An act to amend the Highway Law, in relation to repair of county line bridges in certain counties," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1808, Rec. No. 439) entitled "An act to amend the Highway Law, in relation to expenditures for sidewalks," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1360, Rec. No. 440) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine claims for damages for death or personal injuries sustained by reason of the alleged improper construction and maintenance of a certain public highway or road in Letchworth park, in the town of Genesee Falls, county of Wyoming, on August tenth, nineteen hundred and seventeen, and to render judgment therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1894, Rec. No. 441) entitled "An act to locate in part the boundary lines between the counties of Kings and Queens," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 916, Rec. No. 442) entitled "An act to amend the Military Law, in relation to compensation of State and municipal officers and employees returning from military or naval duty," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Duggan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on military affairs, retaining its place on the order of third reading.

Also, a bill (No. 1830, Rec. No. 443) entitled "An act providing for the creation of the commission and the payment of the bonus provided for in chapter eight hundred and seventy-two of the Laws of nineteen hundred and twenty," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Swift, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on finance, retaining its place on the order of third reading.

Also, a bill (No. 1309, Rec. No. 444) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and deter-

mine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the Seneca river at and near Phoenix and Baldwinsville in the years nineteen hundred and twelve to nineteen hundred and twenty, inclusive," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Fearon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1451, Rec. No. 445) entitled "An act to provide for establishing a portion of the westerly boundary line of the county of Ulster and being a portion of the easterly boundary line of the county of Sullivan, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on finance, retaining its place on the order of third reading.

Also, a bill (No. 1485, Rec. No. 446) entitled "An act to amend the Code of Civil Procedure, in relation to filing certain processes with proof of service in New York and Bronx counties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1666, Rec. No. 447) entitled "An act to amend the Labor Law, in relation to application of day of rest to certain employees," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Burling, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lusk moved a close call of the Senate.

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

By direction of the President, the Clerk called the roll, when the following Senators responded:

Baumes	Duell	Lusk	Robinson	Tolbert
Bloomfield	Duggan	McGarry	Schackno	Towner
Boylan	Farrell	Martin	Simpson	Twomey
Hurling	Fearon	Meyer	Smith	Walker
Cotillo	Ferris	Mullan	Straus	Walton
Davenport	Harris	Pitcher	Thayer	Whitley
Downing	Kavanaugh	Reischmann	Thompson	Wiswall
Draper	Lockwood			

The Clerk furnished a list of the absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the Senate with Messrs. Ames, Campbell, Gibbs, Harris, Swift, Seidel, McCue, Katlin, Knight, Carson, Lowman, Dunnigan and Burlingame, each of whom was excused.

Mr. Lusk moved that all further proceedings, under the call of the Senate, be suspended.

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

The Assembly returned the Assembly bill (No. 1529, Rec. No. 273) entitled "An act to revise the charter of the city of Rome," with a message that said bill had been transmitted to the mayor of the city of Rome for a hearing, and has been returned by said mayor with a message that the same was accepted by the mayor but not accepted by the common council, and that said bill had been again duly passed by the Assembly.

Mr. Davenport moved that said bill be again passed notwithstanding the objection of the city thereto.

The President put the question whether the Senate would agree to the final passage of said bill, notwithstanding the objection of the city, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Kavanaugh	Mullan	Swift	
Baumes	Duggan	Knight	Pitcher	Thompson	
Bloomfield	Ferris	Lockwood	Reischmann	Tolbert	
Burling	Gibbs	Lowman	Robinson	Towner	
Campbell	Harris	Lusk	Seidel	Walton	
Davenport	Hewitt	Martin	Simpson	Whitley	
Draper	Katlin	Meyer	Smith	Wiswall	35

FOR THE NEGATIVE

Cotillo	Fearon	McGarry	Straus	Twomey	
Farrell	McCue	Schackno	Thayer	Walker	10

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the repassage of the same.

The Assembly bill (No. 1788, Rec. No. 427) entitled "An act

to amend the revised charter of the city of Syracuse, in relation to the boundary of such city and of the tenth and thirteenth wards thereof," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Kavanaugh	Pitcher	Thayer
Baumes	Duggan	Knight	Reischmann	Thompson
Boylan	Dunnigan	Lockwood	Robinson	Tolbert
Burling	Farrell	Lowman	Schackno	Towner
Campbell	Fearon	Lisak	Seidel	Twomey
Cotillo	Ferris	McCue	Simpson	Walker
Davenport	Gibbs	McGarry	Smith	Walton
Downing	Harris	Meyer	Straus	Whitley
Draper	Hewitt	Mullan	Swift	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

A message from the Assembly was received and read, in the words following:

IN ASSEMBLY, *April 13, 1921.*

Pursuant to the concurrent resolution of the Senate and Assembly, the Governor returned the Assembly bill (No. 973, Reprint No. 1895, Rec. No. 131) entitled "An act providing for the distribution of certain moneys, or portions thereof, remaining in the hands of the treasurers of different counties of the State, which was distributed to such counties under the appropriation made by chapter one of the Laws of nineteen hundred and twenty."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Lowman said bill was recommitted to the committee on internal affairs of towns, counties and public highways with instructions to report the same forthwith, amended as follows:

Page 1, line 6, after the word "fees" insert "and other funds received under the provisions of article five-b of the Agricultural Law".

Page 2, line 8, after the word "animals" insert "and fowls".

Line 9, strike out the word "January" and insert in the place thereof the word "July"; also strike out the word "first" and insert in place thereof the word "seventh".

Said bill, as amended, was read the third time and passed, having been printed and upon the desks of the members in its final form for at least three calendar legislative days prior to its final passage.

By order
FRED W. HAMMOND,
Clerk.

Mr. Lowman moved to reconsider the vote by which said bill was passed.

The President put the question whether the Senate would agree to reconsider the vote by which said bill was passed, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Kavanaugh	Pitcher	Thompson
Baumes	Duggan	Knight	Reischmann	Tolbert
Boylan	Dunnigan	Lockwood	Robinson	Towner
Burling	Farrell	Lowman	Seidel	Twomey
Campbell	Fearon	Lusk	Simpson	Walker
Cotillo	Ferris	McCue	Smith	Walton
Davenport	Gibbs	McGarry	Straus	Whitley
Downing	Harris	Meyer	Swift	Wiswall
Draper	Hewitt	Mullan	Thayer	44

Said Assembly bill, as amended, was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Kavanaugh	Pitcher.	Thompson
Baumes	Duggan	Knight	Reischmann	Tolbert
Boylan	Dunnigan	Lockwood	Robinson	Towner
Burling	Farrell	Lowman	Seidel	Twomey
Campbell	Fearon	Lusk	Simpson	Walker
Cotillo	Ferris	McCue	Smith	Walton
Davenport	Gibbs	McGarry	Straus	Whitley
Downing	Harris	Meyer	Swift	Wiswall
Draper	Hewitt	Mullan	Thayer	44

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same, as amended.

Mr. Hewitt, from the committee on finance, to which was referred the concurrent resolution introduced by Mr. Meyer relative to investigation of the city of New York, reported the same amended to read as follows:

Whereas, It is the common report that the revenue of the city of New York is insufficient to meet the requirements of the public schools and other municipal departments, and the general financial status and the credit of the city are in a perilous position; and

Whereas, It is the common report that such financial condition of the city is due, in part, to inefficiency, waste and corruption in various departments of the city government; and

Whereas, It is also the common report that the personnel and the current administration of various departments of the government of the city has been demoralized and subjected to practices prejudicial to the public interest; and

Whereas, It has been repeatedly stated in public reports and as matters of public information that the financial difficulties of the said city, and the inefficiency and waste in the administration of its government are due, in part, to duplication and defects in the structure of its government under existing laws; and

Whereas, There is and for a long time has been an insistent and widespread demand by citizens of such city that the Legislature inquire into all such matters for the purpose of enabling the Legislature to correct such abuses, cure defects and afford relief to such city so far as the same may be done by law; and

Whereas, It is the duty and function of the State to lend such assistance as it can to secure to such city and its citizens residing therein honest, efficient and economical local government; now, therefore, be it

Resolved (if the Assembly concur), That a joint legislative committee is hereby constituted, to consist of five members of the Senate to be appointed by the Temporary President of the Senate and six members of the Assembly, to be appointed by the Speaker of the Assembly, with power and authority to investigate the general financial condition of the city of New York, the causes thereof, and the remedies therefor, and to inquire and examine into all and singular the aforesaid matters and allegations, and to inquire into the accounts, the structure and the methods and manner of administration of any and all the departments, bureaus, offices, boards and commissions of the government of the city of New York, and of the boroughs thereof, and of the counties geographically included within said city and into every matter and thing that affects or has affected the present, past or future conditions surrounding or in any way bearing upon or

relating to the financial condition of said city, the structure and the administration of the municipal government thereof, and of the government of the counties geographically included within said city. The investigation of the committee may include every other matter and thing not specifically mentioned in this resolution relevant to the general question of ascertaining and improving the financial conditions of said city and the structure and the administration of the government thereof, and of the counties geographically included therein, as though the same had been expressly specified herein.

Further Resolved, That such committee be hereby authorized to sit in the city of New York, or elsewhere within the State, and conduct the investigation herein described during the session of the Legislature and during the recess or after the adjournment with the same power and authority it would have were the Legislature in session to choose a chairman from among its own members, to employ a secretary, counsel, accountants and such other assistants as may be needed, to take testimony, subpoena witnesses and compel the production of books, documents and papers, to have the assistance and cooperation of the officers and employees of the city of New York and of the counties included geographically within said city and access to and examination of all records, books, papers and documents of said city and counties and of any and all departments, bureaus, offices, boards or commissions thereof, and otherwise to have all the powers of a legislative committee. The committee may at any time and from time to time by resolution of a majority of its members, be subdivided into sub-committees of such number as it may by majority determine, which sub-committees may sit at the same time and place or at different times and places in the State of New York during the session of the Legislature, during its recess or after the adjournment, each such sub-committee to appoint its own chairman and to act by majority vote of its own members and to administer oaths and to issue subpoenas requiring the attendance of witnesses and the production of books, papers and documents and to do all other acts and things that may be done by the committee as a whole or that may be delegated to it by the full committee.

Further Resolved. Whenever in its judgment the public interest demands, the committee may determine that a person shall not be excused from attending and testifying before said committee or before any sub-committee thereof, or from producing books, papers or documents before the committee or such sub-committees in obedience to its subpoena on the ground that the testimony or evidence, documentary or otherwise, required of him may tend to incriminate him or to subject him to a penalty or forfeiture;

but no person so attending and testifying or producing such books, papers or documents, who has duly claimed excuse or privilege which would be sufficient except for this provision of this resolution and which said excuse or privilege has been expressly denied by the committee, shall be subjected to prosecution or to any penalty or forfeiture for or on account of the transaction, matter or thing concerning which he may as aforesaid testify or produce evidence, documentary or otherwise, before said committee or subcommittee in obedience to its subpoena.

Further Resolved, That said committee shall report with all convenient speed, but not later than February 1, 1922, the results of its investigations to the Legislature; and that such committee shall also report, from time to time, such results of its investigations as relate to or bear upon the finances and the structure of the government of the city of New York, and the counties geographically included therein, to any commission now or hereafter created by law for the study and general revision of the Greater New York charter, and the acts amendatory thereof or supplemental thereto, or other acts relating to the government of said city;

Further Resolved, That the sum of one hundred thousand dollars (\$100,000), or so much thereof as may be necessary, is hereby appropriated from and out of the contingent fund of the Legislature for the necessary expenses of said committee and to be paid on vouchers approved and audited according to law.

The President put the question whether the Senate would agree to said resolution, as amended, and it was determined in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Katlin	Mullan	Thayer
Baumes	Duell	Kavanaugh	Pitcher	Thompson
Bloomfield	Duggan	Knight	Reischmann	Tolbert
Burling	Fearon	Lockwood	Robinson	Towner
Campbell	Ferris	Lowman	Simpson	Walton
Carson	Gibbs	Lusk	Smith	Whitley
Cotillo	Hewitt	Meyer	Swift	Wiswall
Davenport				

36

FOR THE NEGATIVE

Boylan	Dunnigan	McCue	Schackno	Twomey
Burlingame	Farrell	McGarry	Straus	Walker
Downing	Harris			

12

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Hewitt, from the committee on finance, to which was referred the concurrent resolution introduced by Mr.

relative to appointment of legislative committee to recodify the Agricultural Law, reported the same amended by reducing appropriation from fifteen thousand to ten thousand dollars.

The President put the question whether the Senate would agree to said resolution, as amended, and it was determined in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Reischmann	Towner
Burlingame	Fearon	Lockwood	Schackno	Twomey
Campbell	Ferris	Lowman	Seidel	Walton
Carson	Gibbs	Lusk	Simpson	Whitley
Davenport	Harris	McCue	Smith	Wiswall
Downing	Hewitt	Martin	Swift	

44

FOR THE NEGATIVE

Boylan	Farrell	Robinson	Straus	Walker
Cotillo	McGarry			

7

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Hewitt, from the committee on finance, to which was referred the concurrent resolution introduced by Mr. Cotillo relative to examining and studying the laws and conditions relative to transmission of moneys to foreign countries, reported the same amended by reducing the appropriation from ten thousand dollars to five thousand dollars.

The President put the question whether the Senate would agree to said resolution, as amended, and it was determined in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Kavanaugh	Pitcher	Thayer
Baumes	Duggan	Knight	Reischmann	Thompson
Bloomfield	Dunnigan	Lockwood	Robinson	Tolbert
Boylan	Farrell	Lowman	Schackno	Towner
Burling	Fearon	Lusk	Seidel	Twomey
Campbell	Ferris	McCue	Simpson	Walker
Cotillo	Gibbs	McGarry	Smith	Walton
Davenport	Harris	Martin	Straus	Whitley
Downing	Hewitt	Meyer	Swift	Wiswall
Draper	Katlin	Mullan		

48

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Hewitt, from the committee on finance, to which was referred the resolution introduced by Mr. Knight relative to extending the time of the labor committee, reported the same amended by reducing the appropriation from ten thousand dollars to seven thousand five hundred dollars.

The President put the question whether the Senate would agree to said resolution, as amended, and it was determined in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Martin	Swift
Baumes	Duell	Karle	Meyer	Thayer
Bloomfield	Duggan	Katlin	Mullan	Thompson
Boylan	Dunnigan	Kavanaugh	Pitcher	Tolbert
Burling	Farrell	Knight	Reischmann	Towner
Burlingame	Fearon	Lockwood	Robinson	Twomey
Campbell	Ferrie	Lowman	Schackno	Walton
Carson	Gibbs	Lusk	Simpson	Whitley
Davenport	Harris	McCue	Smith	Wiswall
Downing				

46

FOR THE NEGATIVE

Cotillo	McGarry	Seidel	Straus	Walker	5
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Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Hewitt, from the committee on finance, to which was referred the concurrent resolution introduced by Mr. Cotillo, relative to appointment for committee to arrange for celebration of Dante Day, reported the same amended to read as follows:

Whereas, On the 14th day of September, 1921, the sixth centenary of the death of the great poet Dante will be celebrated at Ravenna, Italy.

Whereas, For the past several years the Italian people have enthusiastically made preparation to lend to the event a splendor commensurate with the influence of Dante on modern thought and present day civilization.

Whereas, The foremost scholars of the world have joined with the Italian people in an effort to make such event a fitting tribute to the mighty genius to whom the day is to be consecrated.

Whereas, It is meet and proper that the State of New York should have a part in honoring Dante and showing by official sanction American appreciation of the genius which has linked the classical past of Europe with the civilized thought of the present.

Be it Resolved (if the Assembly concur). That a committee be appointed to consist of three Senators, to be appointed by the

Temporary President of the Senate, and four members of the Assembly, to be appointed by the Speaker of the Assembly, to devise plans and make arrangements for the observance of such centenary and to represent generally the State of New York in preparing a worthy observance of the event.

The President put the question whether the Senate would agree to said resolution, as amended, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Walton moved that the committee on codes be discharged from the consideration of Assembly bill (No. 1331, Rec. No. 365) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, relative to the terms of clerks thereof."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Kavanaugh	Pitcher	Thayer
Baumes	Duggan	Knight	Reischmann	Thompson
Bloomfield	Dunnigan	Lockwood	Robinson	Tolbert
Boylan	Farrell	Lowman	Schackno	Towner
Burling	Fearon	Lusk	Seidel	Twomey
Campbell	Ferris	McCue	Simpson	Walker
Cotillo	Gibbs	McGarry	Smith	Walton
Davenport	Harris	Martin	Straus	Whitley
Downing	Hewitt	Meyer	Swift	Wiswall
Draper	Katlin	Mullan		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Walton moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 667,

Rec. No. 271) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine a claim by John H. Hasbrouck, Kathryn Leonhard and Walter D. Hasbrouck, as trustee of the estate of the late Josiah Hasbrouck, for Emily S. Burnett, for damages to the Sleightsburgh ferry on Rondout creek by the construction of State route number three and a bridge in connection therewith."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Walton, and by unanimous consent, said bill was substituted for Senate bill (No. 399, Int. No. 379), now on the order of third reading.

At three o'clock Mr. Lusk moved that the Senate stand in recess until four o'clock.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

FOUR O'CLOCK AND TEN MINUTES

The Senate again met.

Mr. Whitley introduced a bill (Int. No. 1413) entitled "An act to amend the Election Law, in relation to party nominations of candidates for State-wide offices and the office of justice of the Supreme Court," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Wiswall introduced a bill (Int. No. 1414) entitled "An act to authorize and empower the council of the city of Watervliet to investigate and determine the rights and powers of such city to enforce payment of liens or charges upon real property therein for unpaid taxes and assessments which accrued and became payable prior to the year eighteen hundred and ninety-six, and to compromise or cancel any such liens or charges which are of doubtful validity or enforcement," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Wiswall, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Boylan introduced a bill (Int. No. 1415) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of certain contractors under contracts heretofore let by the Commission on New Prisons," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place on the order of third reading.

Mr. McCue introduced a bill (Int. No. 1416) entitled "An act to authorize the city of New York to enter into an agreement or lease with Patriotic New Yorkers, Incorporated, for the preservation, use and maintenance of the old historic building known as the Gracie Mansion and authorizing an appropriation by the board of estimate and apportionment for the support thereof," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. McCue, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on the order of third reading.

Mr. Meyer introduced a bill (Int. No. 1417) entitled "An act authorizing the board of estimate and apportionment of the city of New York to pay the claim of the Seventh Regiment, National Guard, New York, for expenses incurred in the installation of a mess hall and kitchen in the armory of such regiment," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Meyer, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton introduced a bill (Int. No. 1418) entitled "An act to amend the Justice Court Act, generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (Int. No. 1419) entitled "An act to amend the

Judiciary Law, relative to fees and mileage of trial jurors," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (Int. No. 1420) entitled "An act to amend the New York City Court Act, relating to messengers," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (Int. No. 1421) entitled "An act to amend the Court of Claims Act, generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (Int. No. 1422) entitled "An act to amend the Surrogate Court Act, generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Karle introduced a bill (Int. No. 1423) entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, in relation to appointment and compensation of all employees," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place on the order of third reading.

Mr. Walker introduced a bill (Int. No. 1424) entitled "An act to amend the Greater New York charter, in relation to the sale of tax liens and lands for taxes, assessments and water rents that are in arrears," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walker, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on order of third reading.

Mr. Katlin introduced a bill (Int. No. 1425) entitled "An act to amend the Greater New York charter, in relation to the employees of ferries acquired by the city of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Katlin, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on order of third reading.

Mr. Knight introduced a bill (Int. No. 1426) entitled "An act to amend the Public Service Commissions Law, generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton introduced a bill (Int. No. 1427) entitled "An act to amend the Village Law, in relation to rate of interest on village bonds," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

A message from the Assembly was received and read in the words following:

IN ASSEMBLY, *April 6, 1921.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Assembly bill (No. 1469, Reprint No. 1963, Rec. No. 279) entitled "An act to incorporate the Jewish Board of Guardians and to provide for the consolidation of the Jewish Protectors and Aid Society and other charitable corporations into it."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Bloch, said bill was recommitted to the committee on the judiciary, with instructions to report the same forthwith, amended as follows:

Page 1, line 6, strike out the word "Wolberet" and insert in lieu thereof the word "Wolbarst".

Page 2, line 24, between the words "the" and "moral" insert as follows: "physical."

Page 2, line 24, strike out the words "children of".

Page 2, line 24, strike out the word "parentage" and insert in lieu thereof the word "persons".

Page 3, line 7, after the word "their" insert the words "parole or".

Page 3, line 14, before the word "moral" insert "physical".

Page 3, line 23, strike out the following: "by whom the qualifications,".

Page 4, line 8, strike out the words "Lake View" and insert thereof the word "Lakeview".

Said bill, as amended, was read the third time and passed, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

By order
FRED W. HAMMOND,
Clerk.

Mr. Walker moved to reconsider the vote by which said bill was passed.

The President put the question whether the Senate would agree to reconsider the vote by which said bill was passed, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Said Assembly bill, as amended, was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert

Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same, as amended.

The Assembly returned the Assembly bill (No. 1087, Senate Reprint No. 1446, Rec. No. 172) entitled "An act to amend the Code of Civil Procedure, in relation to the compensation of the surrogate's court stenographers of Oneida and Sullivan counties," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 689, Senate Reprint No. 1445, Rec. No. 159) entitled "An act to amend the Public Health Law, in relation to the use of radium emanation provided for the State Institute for the Study of Malignant Disease," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 1107, Senate Reprint No. 1119, Rec. No. 124) entitled "An act to amend the Education Law, relating to equalization of school taxes within joint districts," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 980, Senate Reprint No. 1506, Rec. No. 97) entitled "An act to amend the Highway Law, in relation to the amount which may be raised for the purchase or repairs of highway machinery," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Ames (No. 1716, Int. No. 66) entitled "An act to provide for the location, creation and management of the Allegany State Park in Cattaraugus county

and for the purchase of lands; and making an appropriation therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Hewitt (No. 1652, Int. No. 1328) entitled "An act to provide means for the support of government," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Hewitt (No. 1754, Int. No. 1376) entitled "An act making appropriations for the support of government in addition to those provided by chapter one hundred and seventy-six of the Laws of nineteen hundred and twenty-one, and including provisions relating to certain appropriations made by such chapter," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Pitcher, from the committee on banks, to which was referred the Assembly bill introduced by Mr. Zimmerman (No. 1536, Rec. No. 350) entitled "An act to amend the Banking Law, in relation to change of location of savings and loan associations," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Pitcher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Pitcher, from the committee on banks, to which was referred the Senate bill introduced by Mr. Cotillo (No. 1775, Int. No. 1329) entitled "An act to amend the General Business Law, in relation to regulation of the transmission of money to foreign countries," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Said bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Luggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Duke (No. 1382, Rec. No. 369) entitled "An act to amend section five hundred and ninety-three of the Civil Practice Act, making the giving of security unnecessary to perfect an appeal to the Court of Appeals, where the Appellate Division or a judge of the Court of Appeals shall certify that a constitutional question is involved; nor by a claimant under the Workmen's Compensation Law, where the decision of the Appellate Division is not unanimous, nor where the decision of the Appellate Division is unanimous and such appeal is with the consent of the Appellate Division, or a judge of the Court of Appeals," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Walton (No. 858, Int. No. 774) entitled "An act to amend the Civil Practice Act, generally," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Mullan (No. 1782, Int. No. 1388) entitled "An act in relation to the appointment of clerks, deputy clerks and assistant clerks of the inferior courts of civil jurisdiction in cities of the first class," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Pitcher (No. 1737, Int. No. 1361) entitled "An act to amend the Code of Civil Procedure, in relation to limitation of costs in justices' courts," reported in favor of the passage of the same as amended, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Special Joint Legislative Committee on Housing (No. 1743, Int. No. 1367) entitled "An act to amend the Code of Civil Procedure, in relation to summary proceedings to recover the possession of real property in cities of the first class and in cities in a county adjoining a city of the first class for default in the payment of rent," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Special Joint Legislative Committee on Housing (No. 1768, Int. No. 1368) entitled "An act to amend the Code of Civil Procedure, in relation to actions to recover the possession of real property in certain cities," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Special Joint Legislative Committee on Housing (No. 1772, Int. No. 1369) entitled "An act to amend the Code of Civil Procedure, in relation to summary proceedings to recover the possession of real property in cities of a population of one million or more and in cities in a

county adjoining such city," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Ullman (No. 1169, Rec. No. 135) entitled "An act to amend the Code of Criminal Procedure, in relation to peace officers," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Walton (No. 1615, Int. No. 1301) entitled "An act to amend the Code of Criminal Procedure, in relation to suspension of judgment," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Mullan (No. 1678, Int. No. 1335) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Thompson, from the committee on conservation, to which was referred the Assembly bill introduced by Mr. Brundage (No. 1530, Rec. No. 253) entitled "An act to amend the Conservation Law, in relation to pickerel," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Thompson, from the committee on conservation, to which was referred the Assembly bill introduced by Mr. Judson (No. 1947, Rec. No. 421) entitled "An act to amend the Conservation Law, in relation to aliens," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Thompson, from the committee on conservation, to which was referred the Assembly bill introduced by Mr. Everett (No. 1043, Rec. No. 327) entitled "An act to amend the Conservation Law, in relation to the publication of laws relating to fish and game," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Thompson, from the committee on conservation, to which was referred the Assembly bill introduced by Mr. Jacobs (No. 709, Rec. No. 332) entitled "An act to amend the Conservation Law, in relation to the open season for hares and rabbits," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Thompson, from the committee on conservation, to which was referred the Assembly bill introduced by Mr. Cowee (No. 1697, Rec. No. 429) entitled "An act to amend the Conservation Law, in relation to the taking of pike perch," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Thompson, from the committee on conservation, to which was referred the Assembly bill introduced by Mr. T. K. Smith (No. 839, Rec. No. 346) entitled "An act to amend the Conservation Law, in relation to the taking of pheasants," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Thompson, from the committee on conservation, to which was referred the Senate bill introduced by Mr. Ames (No. 1583, Int. No. 1275) entitled "An act to amend the Conservation Law, in relation to the taking of rabbits in the counties of Clinton and Essex," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Thompson, from the committee on conservation, to which was referred the Senate bill introduced by Mr. Thayer (No. 1681, Int. No. 1338) entitled "An act to amend the Conservation Law, in relation to raising furbearing animals," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Thompson, from the committee on conservation, to which was referred the Senate bill introduced by Mr. Ames (No. 1764, Int. No. 1386) entitled "An act to amend the Conservation Law, in relation to the manner of taking water fowl on Chautauqua lake," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Davenport (No. 1715, Int. No. 1229) entitled "An act to amend the Stock Corporation Law and the Tax Law, in relation to certain taxes on corporations," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Assembly bill introduced by Mr. McKee (No. 1193, Rec. No. 262) entitled "An act to amend the Education Law, in relation to salary of librarian of law library in Bronx county," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Mullan (No. 1607, Int. No. 1293) entitled "An act to amend the Education Law, in relation to apportionment of school moneys," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the

rules were suspended, and said bill ordered to a third reading, and referred to the committee on finance, retaining its place on order of third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Lockwood (No. 1613, Int. No. 1299) entitled "An act to supplement the Education Law, and to authorize certain cities of the second and third classes to raise money for educational purposes by issuing bonds and incurring temporary indebtedness, and to provide for the payment thereof," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Mr. T. C. Moore (No. 1533, Rec. No. 268) entitled "An act to amend the Education Law, in relation to instruction in the conduct and procedure of elections," reported the same to be referred to the committee on public education, which report was agreed to.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Lusk (No. 1648, Int. No. 1324) entitled "An act to amend the Education Law, in relation to the qualifications of teachers, and making an appropriation for expenses," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Lusk (No. 1649, Int. No. 1325) entitled "An act to amend the Education Law, in relation to licensing and supervision of schools and school courses, and making an appropriation therefor," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Fearon (No. 1727, Int. No. 428) entitled "An act to amend the Executive Law and the Conservation Law, in relation to the salary of the superintendent of State police, providing for two additional troops of

State police, defining the powers and duties of the State police in the enforcement of the Conservation Law, relative to fish and game, repealing certain sections of the Conservation Law, and making an appropriation for the additional State police as required by this act," reported in favor of the passage of the same with amendments, the title being amended to read as follows:

"An act to amend the Executive Law and the Conservation Law, in relation to the salary of the Superintendent of State Police, providing for two additional troops of State police, defining the powers and duties of the State police in the enforcement of the Conservation Law, relative to fish and game, repealing certain sections of the Conservation Law, and making an appropriation."

which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Blakely (No. 1070, Rec. No. 364) entitled "An act to amend the Highway Law, in relation to the selection of a jury to determine the necessity of private roads, and the amount of all damages to be sustained by the opening thereof," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Senate bill introduced by Mr. Lowman (No. 1610, Int. No. 1296) entitled "An act to amend the Highway Law, in relation to the equipment of motor vehicles with certain signaling devices," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Davenport (No. 1766, Int. No. 1806) entitled "An act to amend

the Highway Law, in relation to the administration of its provisions relating to motor vehicles and motor cycles," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Special Joint Legislative Committee on Housing (No. 1780, Int. No. 1366) entitled "An act to amend chapter one hundred and thirty-six of the Laws of nineteen hundred and twenty, entitled 'An act in relation to defense in actions based upon unjust, unreasonable and oppressive agreements for rent of premises occupied for dwelling purposes in cities of the first class or in cities in a county adjoining a city of the first class,' generally," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Schwab (No. 1894, Rec. No. 441) entitled "An act to locate in part the boundary lines between the counties of Kings and Queens," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 1251, Int. No. 1063) entitled "An act to amend the charter of the city of Mechanicville, in relation to the correction of a manifest error in reference to the date of the general municipal election," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullen, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Swift, from the committee on military affairs, to which was referred the Assembly bill introduced by Miss M. L. Smith (No. 916, Rec. No. 442) entitled "An act to amend the Military Law, in relation to compensation of State and municipal officers

and employees returning from military or naval duty," reported in favor of the passage of the same with amendments, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Mr. Kiernan (No. 1417, Rec. No. 208) entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Farrell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Burchill (No. 1370, Rec. No. 191) entitled "An act to amend the General Municipal Law, in relation to the payment to legal guardians of awards made by child welfare boards," reported in favor of the passage of the same with amendments, the title being amended to read as follows:

"An act to amend the General Municipal Law, in relation to the payment to legal guardians of awards, in any city of over one million inhabitants, made by child welfare board."

which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Special Joint Legislative Committee on Housing (No. 1746, Int. No. 1370) entitled "An act to amend the New York City Municipal Court Code, in relation to the appointment, compensation, duties and powers of referees," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Special Joint Legislative Committee on Housing (No. 1773, Int. No. 1371) entitled

"An act to amend the Municipal Court Code of the City of New York, providing for an additional justice in the fourth municipal court district of the borough of Brooklyn," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Special Joint Legislative Committee on Housing (No. 1748, Int. No. 1372) entitled "An act to amend the New York City Municipal Court Code, in relation to change of boundaries of the seventh district in the borough of Manhattan, and providing for an additional district in said borough, and for additional justices in said district," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Assembly bill introduced by Mr. Wells (No. 1743, Rec. No. 398) entitled "An act to provide for the reinstatement by the State Commissioner of Education of Lena M. Zipfel in the teaching staff of the public schools of the city of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Meyer (No. 1765, Int. No. 1348) entitled "An act to provide for the appointment of a commission to inquire into the local government of the city of New York, with power to investigate the manner of conducting and transacting business in the several departments, boards and offices thereof, to suggest legislation with respect thereto, and to prepare for submission to the Legislature a new charter for such city, and, within its discretion, an administrative code or other body of supplementary local law for enforcement within such city," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Twomey (No. 1309, Int. No. 1111), entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which James S. Grant, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and seventeen, and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Twomey, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Hamill (No. 955, Rec. No. 298) entitled "An act to amend the Greater New York charter, in relation to the reinstatement of probationary policemen or firemen," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Downing, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Hamill (No. 393, Rec. No. 285) entitled "An act to amend the Greater New York charter, in relation to the reinstatement of policemen," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Downing, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Knight, from the committee on public service, to which was referred Senate bill introduced by Mr. Farrell (No. 1239, Int. No. 232) entitled "An act to amend the Greater New York charter, in relation to the acquisition of real property for streets and parks," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Gardner (No. 171, Rec. No. 372) entitled "An act to amend the Penal Law, in relation

to depositing or leaving papers or refuse on highways and destroying or removing receptacles therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Walton (No. 1616, Int. No. 1302) entitled "An act to amend the Penal Law, in relation to suspension of sentence," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Simpson, from the committee on penal institutions, to which was referred the Senate bill introduced by Mr. Fearon (No. 1576, Int. No. 1268) entitled "An act to amend the Penal Law, in relation to care of children born to inmates of penal institutions," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Gibbs (No. 1482, Int. No. 1217) entitled "An act to amend the Public Buildings Law, in relation to the board of trustees of the New York State Soldiers' and Sailors' Home," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Knight, from the committee on public service, to which was referred the Senate bill introduced by Mr. Campbell (No. 1571, Int. No. 1263) entitled "An act to amend the Railroad Law, in relation to paving and repair of streets," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Knight, from the committee on public service, to which was referred the Senate bill introduced by Mr. McGarry (No. 1543, Int. No. 744) entitled "An act to amend the Railroad Law, in relation to the relocation of tracks by street railroad corporations operating in cities of the first class," reported in favor

of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Knight, from the committee on public service, to which was referred the Senate bill introduced by Mr. Gibbs (No. 1171, Int. No. 1016) entitled "An act to amend the Railroad Law, in relation to proceedings for alteration of a grade crossing instituted on petition of a board of supervisors of a county or town board of one or more towns," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Walton (No. 1767, Int. No. 1025) entitled "An act to amend the Tax Law in relation to exemption of property held by certain associations," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Assembly bill introduced by Mr. Pette (No. 1692, Rec. No. 344) entitled "An act to amend the Tax Law, in relation to effect of nonpayment of part mortgage tax where mortgage was filed and a lesser sum paid in good faith," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Assembly bill introduced by Mr. Wells (No. 1622, Rec. No. 397) entitled "An act to amend the Tax Law, in relation to the use of real property exempt from taxation for registration and polling places," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrench-

ment, to which was referred the Senate bill introduced by Mr. Davenport (No. 1589, Int. No. 1281) entitled "An act to amend section three hundred and fifty-three of the Tax Law, with respect to the ascertainment of gain or loss for the purposes of the income tax," reported in favor of the passage of the same with amendments, the title being amended to read as follows:

"An act to amend the Tax Law, in relation to the ascertainment of gain or loss for the purposes of the income tax."

which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Davenport (No. 1785, Int. No. 1252) entitled "An act to amend the Tax Law, generally, in relation to taxes on corporations and transfers of stock," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Davenport (No. 1777, Int. No. 1234) entitled "An act to amend the Tax Law, in relation to taxes upon and with respect to personal incomes," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Davenport (No. 1769, Int. No. 1182) entitled "An act to amend the Tax Law, in relation to taxable transfers," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Lusk (No. 1752, Int. No. 1374) entitled "An act to amend the Tax Law, in relation to salaries of State Tax Commissioners," reported in favor of the

passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Trahan (No. 1814, Rec. No. 415) entitled "An act to amend the Town Law, in relation to the retirement of policemen in towns of certain counties adjoining cities of the first class," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Blakely (No. 1791, Rec. No. 424) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' generally," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the concurrent resolution introduced by Mr. Adler, relative to final adjournment of the Legislature, reported the same amended to read as follows:

Resolved (if the Senate concur), That the Legislature adjourn sine die on Saturday, April 16th, at twelve o'clock, noon.

The President put the question whether the Senate would agree to said resolution, as amended, and it was decided in the affirmative.

Ordered, That the Clerk return said resolution to the Assembly, with a message that the Senate has concurred in the passage of the same, as amended.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Burling (No. 1134, Int. No. 984) entitled "An act to amend the Code of Civil Procedure, in relation to filing certain processes with proof of service in New York and Bronx counties," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burling moved that the committee on codes be discharged from the consideration of Assembly bill (No. 1485, Rec. No. 446) entitled "An act to amend the Code of Civil Procedure, in relation to filing certain processes with proof of service in New York and Bronx counties."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Burling, and by unanimous consent, said bill was substituted for Senate bill (No. 1134, Int. No. 984), now on the order of third reading.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1702, Int. No. 1061) entitled "An act authorizing the city of Buffalo to acquire the lands authorized to be acquired by it by chapter one hundred and forty-two of the Laws of nineteen hundred and nine, which have not yet been acquired by said city, providing the purposes for which such lands may be used by said city, and confirming the acts of the city in purchasing parts of said lands," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1199, Senate Reprint No. 1709, Rec. No. 157) entitled "An act to amend the State Charities Law, in relation to admission to the New York State Woman's Relief Corps Home," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Senate bill (No. 1695, Int. No. 1066) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section nine of article four of the Constitution, in relation to powers of the Governor with respect to special, private or local bills," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 276, Int. No. 266) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section five of article four of the Constitution, in relation to reprieves, commutations and pardons and the creation of a Pardon Board," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Harris	Mullan	Swift
Baumes	Downing	Karle	Pitcher	Thayer
Bloomfield	Draper	Katlin	Reischmann	Thompson
Boylan	Duell	Kavanaugh	Robinson	Tolbert
Burling	Duggan	Lockwood	Schackno	Towner
Burlingame	Dunnigan	Lowman	Seidel	Twomey

Campbell	Farrell	McGarry	Simpson	Walton	
Carson	Ferris	Martin	Smith	Whitley	
Cotillo	Gibbs	Meyer	Straus		44

FOR THE NEGATIVE

Fearon	Knight	McCue	Walker	Wiswall	
Hewitt	Lusk				7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1527, Int. No. 1247) entitled "An act to amend the Stock Corporation Law, in relation to the issuance of shares of capital stock without par value," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift	
Baumes	Duell	Katlin	Mullan	Thayer	
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson	
Boylan	Dunnigan	Knight	Reischmann	Tolbert	
Burling	Farrell	Lockwood	Robinson	Towner	
Burlingame	Fearon	Lowman	Schackno	Twomey	
Campbell	Ferris	Lusk	Seidel	Walker	
Carson	Gibbs	McCue	Simpson	Walton	
Cotillo	Harris	McGarry	Smith	Whitley	
Davenport	Hewitt	Martin	Straus	Wiswall	
Downing					51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1488, Rec. No. 385) entitled "An act to amend the Stock Corporation Law, in relation to the separation of the powers of a stock corporation," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1706, Int. No. 1257) entitled "An act to amend the Dunkirk city charter, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1693, Int. No. 1350) entitled "An act to amend the Education Law, in relation to part-time or continuation schools," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Katlin	Meyer	Swift
Bloomfield	Draper	Knight	Mullan	Thayer
Burling	Duell	Lockwood	Pitcher	Thompson
Burlingame	Ferris	Lowman	Robinson	Tolbert
Campbell	Gibbs	Lusk	Simpson	Towner
Carson	Hewitt	McCue	Smith	Whitley
				30

FOR THE NEGATIVE

Boylan	Farrell	Kavanaugh	Seidel	Walton
Duggan	Fearon	McGarry	Walker	Wiswall
Dunnigan	Harris			12

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1143, Int. No. 988) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Val O'Farrell against the State for services alleged to have been rendered the State by him as a detective in investigating the case of Charles F. Steilow, convicted of murder," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Boylan	Farrell	McCue	Simpson	Towner
Burling	Fearon	McGarry	Smith	Twomey
Cotillo	Ferris	Martin	Straus	Walton
Duell	Hewitt	Mullan	Thayer	Whitley
Duggan	Karle	Reischmann	Thompson	Wiswall
Dunnigan	Lowman	Seidel		28

FOR THE NEGATIVE

Ames	Campbell	Gibbs	Lockwood	Pitcher
Baumes	Carson	Harris	Lusk	Swift
Bloomfield	Davenport	Kavanaugh	Meyer	Tolbert
Burlingame	Draper	Knight		18

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1337, Int. No. 1120) entitled "An act

to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Grace Humiston against the State for services alleged to have been rendered the State by her as an attorney in investigating the case of Charles F. Steilow, convicted of murder," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Boylan	Dunnigan	Lowman	Seidel	Towner
Burling	Farrell	McCue	Simpson	Twomey
Cotillo	Fearon	McGarry	Smith	Walton
Davenport	Ferris	Martin	Straus	Whitley
Duell	Hewitt	Mullan	Thayer	Wiswall
Duggan	Karle	Reischmann	Thompson	

29

FOR THE NEGATIVE

Ames	Campbell	Harris	Lockwood	Pitcher
Baumes	Carson	Kavanaugh	Lusk	Swift
Bloomfield	Draper	Knight	Meyer	Tolbert
Burlingame	Gibbs			

17

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 917, Rec. No. 202) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Ida M. Reed, personally and as administratrix of the estate of Merritt Lewis Reed, deceased, against the State for damages for the death of said deceased, alleged to have occurred as the result of the negligence of a superior or fellow employee, or both, in the employ of the State at Saranac Lake on the thirteenth day of May, nineteen hundred and nineteen, and authorizing such court to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Tolbert
Burling	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				

6

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 264, Rec. No. 44) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of John J. Morrissey against the State for the unpaid balance of moneys alleged to be due the claimant for carting filling for the State fair grounds in the month of July, nineteen hundred and seventeen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Tolbert
Burling	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				

6

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 145, Rec. No. 206) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Charles Specht, as assignee, and Glen A. Stockwell, as trustee in bankruptcy of McMahon and Fell, individually and as copartners, for an alleged breach of contract and for extra work performed and material furnished in the Cambria-Lockport county highway, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Tobert
Burling	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				

6

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 417, Rec. No. 209) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the firm of Paddleford and King for moneys alleged to be due them for the construction of a concrete bridge upon county highway number seven hundred and five in the county of Chenango," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and

upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Tolbert
Burling	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				

6

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1028, Rec. No. 213) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Albert A. Johnson against the State for unpaid salary for services rendered under contract as director of the State Institute of Applied Agriculture on Long Island, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Tolbert
Burling	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				

6

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 384, Rec. No. 215) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of Lewis P. Maxim against the State, for damages alleged to have been sustained by him on November first, nineteen hundred and eighteen, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Tolbert
Burling	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Luak	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall
				45

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				
				6

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 423, Rec. No. 218) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Waddington, Saint Lawrence county, against the State for reimbursement of money, erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways, to apply on a certain highway contract," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Tolbert
Burling	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				

6

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1197, Rec. No. 395) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Duncan W. Peck, Ida V. Peck, Eunice M. Peck, and Rhobie L. Sargent, constituting the corpartnership firm of John White and Company, against the State for damages caused by the failure of the State to cause brine for the manufacture of salt to be supplied to claimants as required by the terms of a lease made by the State under date of August fifth, eighteen hundred and eighty-four," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Tolbert
Burling	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Lusk	Seidel	Walton

Cotillo	Gibbs	McCue	Simpson	hitley	
Davenport	Harris	McGarry	Smith	Wiswall	45

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1650, Rec. No. 1326) entitled "An act to amend chapter one hundred and ninety of the Laws of eighteen hundred and sixty, entitled 'An act extending to Oliver A. Field the right to establish and maintain a ferry across the Hudson river,' in relation to accommodations to be provided for ferriage, and to rates of ferriage to be charged," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1354, Senate Reprint No. 1710, Rec. No. 228) entitled "An act to authorize the State Commission of Highways to use stone, gravel and sand and to occupy a right of way on certain lands in the forest preserve in order to construct the State and county highways designated, described and set forth in chapter eighteen of the Laws of nineteen hundred and twenty-one," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Karle	Meyer	Swift
Baumes	Duggan	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Reischmann	Tolbert
Campbell	Fearon	Lowman	Robinson	Towner
Carson	Ferris	Lusk	Schackno	Twomey
Cotillo	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall
Draper				

46

FOR THE NEGATIVE

Boylan	Burlingame	Katlin	Seidel	Walker	5
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same, with amendments.

The Senate bill (No. 1689, Int. No. 1346) entitled "An act to amend the Mental Deficiency Law, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1683, Int. No. 1340) entitled "An act to amend the Greater New York charter, in relation to a detective division in the police department," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Kavanaugh	Mullan	Thayer
Bloomfield	Duell	Knight	Pitcher	Thompson
Boylan	Duggan	Lockwood	Reischmann	Towner
Burling	Dunnigan	Lowman	Robinson	Twomey
Campbell	Farrell	Lusk	Simpson	Walton
Carson	Fearon	McCue	Smith	Whitley
Cotillo	Ferris	McGarry	Straus	Wiswall
Davenport	Gibbs			

42

FOR THE NEGATIVE

Burlingame	Karle	Meyer	Seidel	Walker
Harris	Katlin	Schackno	Tolbert	

9

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1679, Int. No. 1336) entitled "An act to amend the Greater New York charter, in relation to the time of payment of taxes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Katlin	Pitcher	Thayer
Baumes	Draper	Kavanaugh	Reischmann	Thompson
Bloomfield	Dunnigan	Knight	Robinson	Towner
Boylan	Farrell	Lowman	Schackno	Twomey
Burling	Fearon	Lusk	Seidel	Walker
Campbell	Ferris	McCue	Simpson	Walton
Carson	Gibbs	McGarry	Straus	Whitley
Cotillo	Hewitt	Martin	Swift	Wiswall
Davenport	Karle	Mullan		

43

FOR THE NEGATIVE

Burlingame	Duggan	Lockwood	Smith	Tolbert
Duell	Harris	Meyer		

8

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1704, Int. No. 18) entitled "An act to amend the Greater New York charter, in relation to the powers of the commissioner of water supply, gas and electricity, for the supervision and control of private water companies, and for the acquisition of their property," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Luak	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 27, Rec. No. 18) entitled "An act to amend the Penal Law, in relation to the prohibition of the use of device of arms of the State on certain vehicles," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duell	Katlin	Pitcher	Thompson
Boylan	Duggan	Kavanaugh	Reischmann	Tolbert
Burling	Dunnigan	Lockwood	Robinson	Towner
Burlingame	Farrell	Lowman	Schackno	Twomey
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall

50

FOR THE NEGATIVE

Knight

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1687, Int. No. 1344) entitled "An act to change the name of Saint Joseph's Normal College to Saint Joseph's Normal Institute," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1692, Int. No. 1349) entitled "An act to repeal section nineteen, being former section twenty-a of chapter three hundred and fifty-seven of the Laws of nineteen hundred and five, entitled 'An act to revise the several acts relative to the city of Tonawanda,' relating to water rates," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1680, Int. No. 1337) entitled "An act to authorize and empower the city of Syracuse to borrow on certificates of indebtedness such amount of money as shall be necessary to pay the expenses of operating the bridges over the Erie canal in such city for the period of navigation in the year nineteen hundred and twenty-one, and to provide for the payment of such indebtedness," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1719, Int. No. 1096) entitled "An act to amend the Village Law, in relation to establishment of police departments in certain villages," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 422, Int. No. 1) entitled "An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court in the eighth judicial district," having been announced for third reading, Mr. Gibbs moved that said bill be recommitted to the committee on the judiciary, with instructions to said committee to report the same forthwith amended, the title being amended to read as follows:

"An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court in the eighth judicial district and the publication of legal advertisements."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Reischmann moved that the committee of the whole be discharged from the consideration of Senate bill (No. 1234, Int. No. 1045) entitled "An act authorizing the Public Service Commission of the First District to permit the operation of the street railway line of the Nassau Electric Railroad Company, in the borough of Brooklyn, commonly known as the Central and Park Avenue line, without exchanging transfers with connecting lines, notwithstanding the provisions of any charter, franchise, agreement or statute," and that the said bill be amended, reprinted and recommitted to the committee of the whole.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Walton moved that the committee on codes be discharged from the consideration of Senate bill (No. 1182, Int. No. 794) entitled "An act to amend the Penal Law, in relation to billiard and pocket billiard rooms, formerly known as pool rooms, and making an appropriation therefor," and that the said bill be amended, reprinted and recommitted to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lusk offered a resolution, in the words following:

Resolved (if the Assembly concur), That the majority and minority leaders of the Senate and Assembly shall be ex officio members of all joint committees of the Legislature heretofore or hereafter appointed and that such leaders shall be entitled to vote upon all questions to be determined by such committees.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Mullan offered a resolution, in the words following:

Resolved, That the State printer is hereby directed to print for the use of the Legislature, twenty-five hundred additional copies of Senate bill, Printed Number 1120, being chapter 155 of the Laws of 1921, and Senate Printed Number 873, being identical with the Assembly bill, which became chapter 156 of the Laws of 1921.

Ordered, That said resolution be referred to the committee on finance.

Mr. Mullan moved that the committee on finance be discharged from further consideration of said resolution.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walten
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Mr. Seidel offered a resolution, in the words following:

Whereas, The recent gigantic World War has exhausted physically and financially the nations of the world, burdened them with debts and inflation never before known in history, and paralyzed their industry and commerce; and

Whereas, As a consequence of this paralysis of trade the people of the world are undergoing keen economic distress and physical suffering, a phenomenon the effects of which are being felt in our own country; and

Whereas, The great problem for all nations is the problem of reconstruction, the resumption and rehabilitation of industry and trade; and

Whereas, The nations of Europe formerly offering the greatest markets for our foreign trade are solely in need of the products of American industry, but are in no position to continue paying for the same, which creates a condition having a widespread adverse economic influence in this country, as reflected in the shutdown of industry and increasing unemployment; and

Whereas, The one leading country of Europe offering a great outlet for our products, and an opportunity for stabilizing trade and industry, which would go far towards world rehabilitation, is Russia; and

Whereas, There has for several years past been a severance of trade relations between this country and Russia: and

Whereas, There is a growing public sentiment among all classes of people favoring the re-establishment of such relations; therefore, be it

Resolved, That the Senate of the State of New York, the Assembly concurring, memorializes the President of the United States and the Representatives in Congress from this State in behalf of the resumption of Russian trade relations, towards the end that a speedy recovery in trade and industry be accomplished and a stricken world relieved from its acute suffering; and be it further

Resolved, That copies of this resolution be sent to the President of the United States and our Representatives in Congress from this State.

Ordered, That said resolution be referred to the committee on finance.

Mr. Whitley offered a resolution, in the words following:

Resolved (if the Assembly concur), That a joint committee of the Senate and Assembly be hereby created consisting of three members of the Senate, to be appointed by the President of the Senate, and four members of the Assembly, to be appointed by the Speaker of the Assembly, whose duty it shall be to examine the Election Law, and any other laws relating to elections, primaries and crimes against the elective franchise, and recommend to the Legislature such re-codification, revision and simplification thereof, and changes therein, as to the committee may seem proper.

Resolved, That such committee report to the Legislature of nineteen hundred and twenty-two on or before February first, including in such report proposed bills to carry out its recommendations.

Resolved, That such committee be hereby authorized to choose from among its members a chairman, employ counsel, stenographers and necessary clerical assistants, to sit anywhere within the State, to adopt rules for the conduct of its proceedings and otherwise have all the powers of a legislative committee.

Resolved, That the expenses of such committee, not exceeding seven thousand five hundred dollars (\$7,500), shall be paid from the money appropriated for the contingent expenses of the Legislature, upon vouchers audited and approved as prescribed by law.

Ordered, That said resolution be referred to the committee on finance.

Mr. Whitley moved that the committee on finance be discharged from further consideration of said resolution.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Straus offered a resolution, in the words following:

Whereas, Charges have been made concerning the conduct of the office of State Comptroller involving irregularities and misfeasance of a serious character and an abuse of the authority lodged in the Comptroller to invest the funds of the State.

Whereas, The Governor in his annual message to the Legislature recommended that the duty of collecting the inheritance tax be taken from the Comptroller and conferred on the Tax Commission and further recommended that the functions of the Comptroller be limited to matters of audit.

Whereas, In connection with such recommendations the Governor said: "However, the Comptroller is principally an auditing officer, and, in my judgment, an auditing officer should not be converted into a great administrative office. * * * Instead of the Comptroller investing the sinking fund moneys, they should be invested by some other official, subject to his audit. Instead of selling the bonds of the State, they should be sold by some other official, subject to his audit."

Whereas, As a measure has been introduced in the Legislature purporting to reduce to law the recommendation of the Governor in respect to the inheritance tax but such measure is incapable of effecting the efficiency and economy contemplated by the Governor's message in the collection of such tax.

Whereas, No attempt has been made to constitute the Comptroller solely as an auditing officer or to transfer to any other State officer the authority to invest the sinking fund moneys.

Whereas, It is essential that the Legislature be accurately and scientifically advised concerning the administration of the Comptroller's office and the functions which should be assigned to such

office in order to make such office an effective instrument of government and should be further informed as to the truth of the charges referred to and the opportunity for irregularity and abuse of authority existing in the Comptroller's office.

Be it Resolved (if the Assembly concur), That a joint legislative committee be and the same hereby is constituted, to consist of three Senators, to be designated by the Temporary President of the Senate, and four Assemblymen, to be designated by the Speaker of the Assembly, to make inquiry concerning all the matters mentioned in the preamble of this resolution and all matters pertinent thereto, including the conduct and administration of the Comptroller's office, the charges made in relation thereto and the advisability of limiting or changing the functions thereof.

Be it further Resolved, That such committee shall have all the powers and jurisdiction of a legislative committee as conferred and defined by law, and that such committee make its report to the Legislature not later than February fifteenth, nineteen hundred and twenty-two.

Be it further Resolved, That the expenses of such committee be paid out of the contingent fund of the Legislature as provided by law.

Ordered, That said resolution be referred to the committee on finance.

At six o'clock and thirty minutes, Mr. Lusk moved that the Senate stand in recess until eight o'clock p. m.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

EIGHT O'CLOCK AND FIFTY MINUTES

The Senate again met.

Special Joint Legislative Committee on Housing introduced a bill (Int. No. 1428) entitled "An act to amend the Civil Practice Act, in relation to actions to recover real property in certain cities," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (Int. No. 1429) entitled "An act to amend the Civil Practice Act, in relation to summary proceedings to recover the possession of real property in certain cities," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Whitley introduced a bill (Int. No. 1430) entitled "An act to amend the Election Law, in relation to membership of county committees," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Whitley, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

The Assembly sent for concurrence the bill (No. 6. Rec. No. 448) entitled "An act to amend the County Law and the Legislative Law, in relation to eliminating the publication of Session Laws in newspapers," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1590, Rec. No. 449) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section nine of article four of the Constitution, in relation to powers of the Governor with respect to special, private or local bills," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1835, Rec. No. 450) entitled "An act to amend the Tax Law, in relation to summary determination of taxability of transfers," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on taxation and retrenchment, retaining its place on the order of third reading.

Also, a bill (No. 1968, Rec. No. 451) entitled "An act to authorize the Canal Board to compromise, settle and adjust the claim and demands of water power claimants and owners of water power

rights and privileges appurtenant to State canal dams constituting a part of the improved canals," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, said bill was substituted for Senate bill (No. 1708, Int. No. 352), now on the order of third reading.

Also, a bill (No. 1183, Rec. No. 452) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Walter L. Stilwell, George B. Gerard and Edna A. Brush against the State for damages alleged to have been sustained while being forced to aid the police of the city of New York in the capture of escaped criminals, and to render judgment therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, said bill was substituted for Senate bill (No. 815, Int. No. 738), now on the order of third reading.

Also, a bill (No. 1878, Rec. No. 453) entitled "An act to amend the General Business Law, in relation to conferring additional jurisdiction upon the municipal court of the city of New York, with reference to milk cans," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Meyer, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 544, Rec. No. 454) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the village of Fort Edward, Washington county, against the State for damages alleged to have been sustained by reason of the removal and destruction of water mains of such village in the construction of the Champlain canal, pursuant to chapter one hundred and forty-seven of the Laws of nineteen hundred and three, and to render judgment therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ferris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1756, Rec. No. 455) entitled "An act to amend the General City Law, in relation to prohibiting cities

Also, a bill (Int. No. 1429) entitled "An act to amend the Civil Practice Act, in relation to summary proceedings to recover the possession of real property in certain cities," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Whitley introduced a bill (Int. No. 1430) entitled "An act to amend the Election Law, in relation to membership of county committees," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Whitley, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

The Assembly sent for concurrence the bill (No. 6. Rec. No. 448) entitled "An act to amend the County Law and the Legislative Law, in relation to eliminating the publication of Session Laws in newspapers," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1590, Rec. No. 449) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section nine of article four of the Constitution, in relation to powers of the Governor with respect to special, private or local bills," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1835, Rec. No. 450) entitled "An act to amend the Tax Law, in relation to summary determination of taxability of transfers," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on taxation and retrenchment, retaining its place on the order of third reading.

Also, a bill (No. 1968, Rec. No. 451) entitled "An act to authorize the Canal Board to compromise, settle and adjust the claim and demands of water power claimants and owners of water power

rights and privileges appurtenant to State canal dams constituting a part of the improved canals," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, said bill was substituted for Senate bill (No. 1708, Int. No. 352), now on the order of third reading.

Also, a bill (No. 1183, Rec. No. 452) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Walter L. Stilwell, George B. Gerard and Edna A. Brush against the State for damages alleged to have been sustained while being forced to aid the police of the city of New York in the capture of escaped criminals, and to render judgment therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, said bill was substituted for Senate bill (No. 815, Int. No. 738), now on the order of third reading.

Also, a bill (No. 1878, Rec. No. 453) entitled "An act to amend the General Business Law, in relation to conferring additional jurisdiction upon the municipal court of the city of New York, with reference to milk cans," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Meyer, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 544, Rec. No. 454) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the village of Fort Edward, Washington county, against the State for damages alleged to have been sustained by reason of the removal and destruction of water mains of such village in the construction of the Champlain canal, pursuant to chapter one hundred and forty-seven of the Laws of nineteen hundred and three, and to render judgment therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ferris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1756, Rec. No. 455) entitled "An act to amend the General City Law, in relation to prohibiting cities

from increasing during any year the compensation of any of their employees after the same shall have been fixed by and in the budget for such year," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1723, Rec. No. 456) entitled "An act to amend the Second Class Cities Law, in relation to duties of corporation counsel in bastardy proceedings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill (No. 1985, Rec. No. 457) entitled "An act to amend the Civil Service Law, in relation to retiring certain veterans and granting them pensions," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Simpson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1773, Rec. No. 458) entitled "An act to amend the Workmen's Compensation Law, generally," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on labor and industry.

Also, a bill (No. 1964, Rec. No. 459) entitled "An act to amend the Highway Law, in relation to the removal of town superintendents," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1177, Rec. No. 460) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Edward J. Lafferty, former patrolman, who resigned from such position in the year nineteen hundred and eighteen," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place in the order of third reading.

Also, a bill (No. 1954, Rec. No. 461) entitled "An act making an appropriation to refund to the estate of Caesar J. Kaskel

moneys erroneously paid into the State treasury as an inheritance tax," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on finance, retaining its place on the order of third reading.

Also, a bill (No. 1955, Rec. No. 462) entitled "An act making an appropriation to refund to the estate of Robert E. Kelly moneys erroneously paid into the State treasury as an inheritance tax," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on finance, retaining its place on the order of third reading.

Also, a bill (No. 1956, Rec. No. 463) entitled "An act making an appropriation to refund to the estate of John Carow moneys erroneously paid into the State treasury as an inheritance tax," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on finance, retaining its place on the order of third reading.

Also, a bill (No. 1482, Rec. No. 464) entitled "An act to amend chapter nine hundred and twenty-two of the Laws of nineteen hundred and twenty, entitled "An act in relation to the Court of Claims, and the jurisdiction, practice and procedure therein," in relation to the laws repealed thereby," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1840, Rec. No. 465) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claims of the Cooper-Snell Company against the State of New York for damages sustained and for extra work, labor and materials furnished by such company in the construction of the Dolgeville village-county road number eight hundred

and sixty-eight and the Manheim Center and Salisbury Center road number four hundred and sixty-three, and to render judgment therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 596, Rec. No. 466) entitled "An act to amend the Tax Law, in relation to the assessment of forest lands dedicated to continuous forest production," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on taxation and retrenchment.

Also, a bill (No. 1918, Rec. No. 467) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Bradley and Weed, Incorporated, against the State for loss, damage and expense sustained because of the disallowance of certain items alleged to be a part of the actual and necessary cost and expense of the performance of certain contracts in connection with the reconstruction, extension and completion of the Potsdam State Normal and Training School," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place on order of third reading.

Also, a bill (No. 1969, Rec. No. 468) entitled "An act to amend the Election Law, in relation to the nonexemption from jury duty of election officers in cities of the first class," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1975, Rec. No. 469) entitled "An act to provide for the appointment of a commission to investigate and recommend ways and means to extend, improve and facilitate the production, transportation, distribution and sale of all farm and food products within the State, to insure a fair remuneration to the producer and a lower cost to the consumer, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Also, a bill (No. 1946, Rec. No. 470) entitled "An act to amend the Military Law, in relation to certain State and municipal officers and employees who served in Federal military, naval or marine service during the World War," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on military affairs.

Also, a bill (No. 1970, Rec. No. 471) entitled "An act to amend the Civil Service Law, in relation to physical examinations of persons who were in the Federal service during the World War," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on civil service.

Also, a bill (No. 1980, Rec. No. 472) entitled "An act to amend the Greater New York charter, in relation to the length of service necessary for the retirement of certain employees by the board of estimate," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on the order of third reading.

Also, a bill (No. 1700, Rec. No. 473) entitled "An act to amend the Education Law, relative to bonds of supervisors and school district officers," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on public education, retaining its place on the order of third reading.

Also, a bill (No. 1944, Rec. No. 474) entitled "An act to amend the Education Law, relative to discipline and physical training," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, a bill (No. 1889, Rec. No. 475) entitled "An act to amend the Conservation Law, in relation to the taking of rabbits in the counties of Clinton and Essex," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ames, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on conservation, retaining its place on order of third reading.

Also, a bill (No. 1882, Rec. No. 476) entitled "An act to amend the Conservation Law, in relation to the taking of dogs afield," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Campbell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1464, Rec. No. 477) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine claims against the State for damages for or on account of the appropriation of property in connection with the construction of improved canals and canal terminals, and by reason of change of grade of highways on streets caused by changing the bridges and approaches thereto, and to render judgment therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Campbell, and by unanimous consent, said bill was substituted for Senate bill (No. 1089, Int. No. 944), now on the order of third reading.

Also, a bill (No. 1945, Rec. No. 478) entitled "An act conferring jurisdiction on the Court of Claims to hear, audit and determine the claims of certain contractors, subcontractors and material men for public works," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Fearon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place on order of third reading.

Also, a bill (No. 759, Rec. No. 479) entitled "An act to amend the Judiciary Law, in relation to retirement of court attendants, librarians and assistant librarians of the Appellate Division in the third and fourth departments," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary

Also, a bill (No. 1660, Rec. No. 480) entitled "An act to

amend the Tax Law, in relation to imposing a tax upon those holding agreements of indemnity issued by the underwriters not authorized to transact business in the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on taxation and retrenchment.

Also, a bill (No. 1805, Rec. No. 481) entitled "An act to amend the Public Health Law, in relation to vital statistics," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

Also, a bill (No. 1841, Rec. No. 482) entitled "An act making an appropriation for highway improvement purposes," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1728, Rec. No. 483) entitled "An act to amend the Civil Practice Act, in relation to the intervention of a person not a party to the action," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on order of third reading.

Also, a bill (No. 1748, Rec. No. 484) entitled "An act to amend the Code of Civil Procedure, in relation to answer and reply," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on order of third reading.

Also, a bill (No. 1864, Rec. No. 485) entitled "An act to amend the Civil Practice Act, in relation to statements in answer and reply," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules

were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on the order of third reading.

Also, a bill (No. 1606, Rec. No. 486) entitled "An act to amend the Tax Law, in relation to cancellation of tax sales," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1932, Rec. No. 487) entitled "An act to amend the General Business Law, in relation to fraudulent practices in respect of stocks, bonds and other securities," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place on order of third reading.

Also, a bill (No. 1959, Rec. No. 488) entitled "An act to amend the Lien Law, in relation to chattel mortgages on stocks of merchandise," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Simpson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place on order of third reading.

Also, a bill (No. 1986, Rec. No. 489) entitled "An act to amend the Real Property Law, in relation to registering title to real property," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Cotillo, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on taxation and retrenchment, retaining its place on order of third reading.

Also, a bill (No. 1897, Rec. No. 490) entitled "An act to amend chapter two hundred and sixty-eight of the Laws of nineteen hundred and four, entitled 'An act to provide for a pension fund for the police force of the city of New Rochelle,' generally,"

which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Burling, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on order of third reading.

Also, a bill (No. 1890, Rec. No. 491) entitled "An act making an appropriation from the proceeds of the sale of bonds for the payment of bonuses to certain persons who were in the service of the United States in the war with the German empire and its allies," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hewitt, and by unanimous consent, said bill was substituted for Senate bill (No. 1568, Int. No. 1260), now on the order of third reading.

Also, a bill (No. 1962, Rec. No. 492) entitled "An act to provide means for the support of government," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hewitt, and by unanimous consent, said bill was laid upon the table.

Also, a bill (No. 1807, Rec. No. 493) entitled "An act to amend the Education Law, in relation to the membership of the State teachers' retirement board," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on public education, retaining its place on order of third reading.

Also, a bill (No. 1065, Rec. No. 494) entitled "An act providing for the grading and paving of Rockaway road from the conduit in the city of New York, borough of Queens, to Hook creek at the Nassau county line, and providing for defraying the cost of such improvement," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Thompson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1772, Rec. No. 495) entitled "An act to amend

the Real Property Law, in relation to the licensing and regulation of real estate brokers and salesmen," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on taxation and retrenchment.

Also, a bill (No. 623, Rec. No. 496) entitled "An act to amend the Real Property Law, in relation to guardian ad litem in an action to register title to real property," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1302, Rec. No. 497) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which John J. Heaney, formerly a patrolman in the police department of such city, was dismissed from such department, and to reinstate him in the position formerly held by him," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on order of third reading.

Also, a bill (No. 1303, Rec. No. 498) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Thomas Creavey, formerly a patrolman in the police department of such city, was dismissed from such department, and to reinstate him in the position formerly held by him," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on order of third reading.

Also, a bill (No. 1432, Rec. No. 499) entitled "An act to amend the Executive Law, in relation to qualifications, powers and duties of notaries public," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place on order of third reading.

Also, a bill (No. 1610, Rec. No. 500) entitled "An act to amend the Penal Law, in relation to assisting public officers in the performance of their duties, by defining bookmaking without writing," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on order of third reading.

Also, a bill (No. 1943, Rec. No. 501) entitled "An act to amend the Penal Law, in relation to barbering on Sunday," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on order of third reading.

Also, a bill (No. 1753, Rec. No. 502) entitled "An act to amend the Railroad Law, relative to the construction of new highway crossings of railroads, the elimination of existing railroad grade crossings or changing existing railroad crossings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public service.

Also, a bill (No. 1942, Rec. No. 503) entitled "An act to amend the Labor Law, in relation to definition of a factory," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on labor and industry.

Also, a bill (No. 1967, Rec. No. 504) entitled "An act for the establishment and administration of a fund to be used for the amelioration of the condition of certain residents of this State who are suffering from disability incurred in or as a result of their having been in the military or naval service of the United States during the World War," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Swift, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and

referred to the committee on finance, retaining its place on order of third reading.

Also, a bill (No. 1984, Rec. No. 505) entitled "An act to amend the Real Property Law, in relation to acknowledgments and proofs in foreign countries," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1965, Rec. No. 506) entitled "An act to amend the Penal Law, in relation to firearms," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Fearon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on order of third reading.

Also, a bill (No. 1738, Rec. No. 507) entitled "An act to amend the General Municipal Law, in relation to reducing the high death rate of mothers and babies at childbirth, by authorizing municipal corporations to appropriate money for prenatal and maternity care," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walters, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1825, Rec. No. 508) entitled "An act to amend the Insurance Law, in relation to stock fire insurance corporations," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Wiswall, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on insurance, retaining its place on the order of third reading.

Also, a bill (No. 1941, Rec. No. 509) entitled "An act to amend the Prison Law, in relation to commutation of sentences of convicts," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Simpson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on penal institutions, retaining its place on order of third reading.

Also, a bill (No. 1517, Rec. No. 510) entitled "An act to amend the Penal Law and the Public Health Law, in relation to fee splitting by physicians and surgeons," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1849, Rec. No. 511) entitled "An act to amend the Military Law, in relation to the retirement and discharge of officers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on military affairs.

Also, a bill (No. 249, Rec. No. 512) entitled "An act to amend the Membership Corporations Law, in relation to veteran soldiers' and sailors' associations," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1846, Rec. No. 513) entitled "An act to amend the Penal Law, in relation to advertisements upon danger signals in the public highways," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 1848, Rec. No. 514) entitled "An act to amend the Civil Service Law, in relation to the contents of the report of the commission," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ames, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on civil service, retaining its place on order of third reading.

Also, a bill (No. 974, Rec. No. 515) entitled "An act to confer jurisdiction upon the Court of Claims to rehear, audit and determine the claim of William H. Smith against the State for damages for personal injuries alleged to have been sustained by him upon the Niagara Reservation, and to render judgment therefor, the Court of Claims having heretofore dismissed the claim for lack of jurisdiction," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

The Assembly returned the bill (No. 178, Assembly Reprint

No. 1775, Int. No. 175) entitled "An act to amend the Greater New York charter, in relation to the pensions of widows and orphans of members of the police force," with a message that they have concurred in the passage of the same with the following amendments:

Page 3, strike out lines 19 and 20.

Page 5, line 13, after the word "police" strike out the word "matrons" and insert the word "women".

Mr. McCue moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative day, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tobert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same, as amended.

The Assembly returned the bill (No. 146, Assembly Reprint No. 1834, Int. No. 144) entitled "An act to amend the Education Law, in relation to bonded indebtedness of school districts for certain purposes," with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 9, strike out the "[]".

Page 2, line 10, bracket the words "[one million]" and insert following the last bracket in italics "five hundred thousand".

Page 2, line 12, bracket the word "[ten]" and insert following the last bracket in italics "fifteen".

Page 2, line 14, strike out the bracket "] ".

Page 2, line 14, after the word "district" insert in italics "unless the resolution authorizing the issue and sale of such bonds, in excess of such amount, shall be adopted by a vote of two-thirds of the qualified electors present and voting on such resolution at the meeting called for such purpose".

Mr. Ferris moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Zusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same, as amended.

The Assembly returned the bill (No. 889, Assembly Reprint No. 1821. Int. No. 795) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to powers and duties of park commissioners, the acquisition of lands for park, playground and athletic field purposes, their improvement and equipment, and providing for the raising of funds for the payment of same," with a message that they have concurred in the passage of the same with the following amendments:

In the fifth line of the title after the word "park" insert "playground and athletic field".

In the fifth line of the title after the word "purpose" insert " , their improvement and equipment ".

Page 3, line 12, after the word "purchase" insert in italics " , improvement and equipment ".

Line 12, strike out the last word in the line " a ".

Line 13, change "Park" to "parks" in italics and insert in italics " , playgrounds and athletic field ".

Line 14, after the word "purchase" insert in italics " , improvement and equipment ".

Page 4, line 9, after the word "for" insert in italics " , improve and equip ".

Mr. Ames moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same, as amended.

The Assembly returned the bill (No. 778, Assembly Reprint No. 1948, Int. No. 706) entitled "An act to amend chapter two hundred and fifty-six of the Laws of nineteen hundred and seventeen, entitled 'An act to incorporate Catholic Charities Aid Associations,' in relation to guardianship powers," with a message that they have concurred in the passage of the same with the following amendment:

Page 1, line 6, strike out after the word "property" " , without a bond,".

Mr. Wiswall moved that the Senate concur in said amendment.

The President put the question whether the Senate would concur in said amendment, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Luak	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same, as amended.

The Assembly returned the bill (No. 1412, Assembly Reprint No. 1919, Int. No. 547) entitled "An act to amend the Tax Law, in relation to the distribution of the income tax," with a message that they have concurred in the passage of the same with the following amendment:

Page 4, line 20, strike out the word "expense" and insert in place thereof the word "excess".

Mr. Fearon moved that the Senate concur in said amendment.

The President put the question whether the Senate would concur in said amendment, and its was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same, as amended.

The Assembly bill (No. 1738, Rec. No. 507) entitled "An act to amend the General Municipal Law, in relation to reducing the high death rate of mothers and babies at childbirth, by authorizing municipal corporations to appropriate money for pre-natal and maternity care," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1841, Rec. No. 482) entitled "An act making an appropriation for highway improvement purposes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and

upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 544, Rec. No. 454) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the village of Fort Edward, Washington county, against the State for damages alleged to have been sustained by reason of the removal and destruction of water mains of such village in the construction of the Champlain canal, pursuant to chapter one hundred and forty-seven of the Laws of nineteen hundred and three, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1878, Rec. No. 453) entitled "An act to amend the General Business Law, in relation to conferring additional jurisdiction upon the municipal court of the city of New York, with reference to milk cans," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Hewitt (No. 1796, Int. No. 1393) entitled "An act to amend chapter seven hundred and eighty-seven of the Laws of nineteen hundred and thirteen, entitled 'An act in relation to the rate of interest upon certain bonds of the State,' in relation to the maximum rate," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Hewitt (No. 1783, Int. No. 1389) entitled "An act in relation to the issuance and

sale of bonds for Barge canal terminal, highway improvement and State park purposes, for the contracting of debts authorized by chapters seven hundred and forty-six of the Laws of nineteen hundred and eleven, two hundred and ninety-eight of the Laws of nineteen hundred and twelve, five hundred and sixty-nine of the Laws of nineteen hundred and sixteen and six hundred and twenty-six of the Laws of nineteen hundred and eighteen," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. T. K. Smith (No. 1462, Rec. No. 313) entitled "An act to amend the General Business Law, in relation to tickets of admission to theatres and places of amusement and contracts evidenced thereby," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Gibbs (No. 1819, Int. No. 1075) entitled "An act to amend the Conservation Law, in relation to licensing the use of water for power and other purposes, to providing for the exercise of the power of eminent domain, in relation to the production, sale and distribution of heat, light and power to the public, and making an appropriation for expenses," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Robinson (No. 1725, Int. No. 725) entitled "An act to amend the Membership Corporations Law, in relation to acquisition of lands by certain agricultural corporations, by condemnation," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Duell (No. 1684, Int.

No. 1341) entitled "An act to provide for a lease, with an option to purchase, of certain real property in the town of Cortland, Westchester county, for military and naval purposes, and making an appropriation therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Hunter (No. 720, Rec. No. 203) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Charles O. Roe of the village of Canisteo, New York, against the State, for damages alleged to have been sustained by him, on or about the twenty-second day of March, nineteen hundred and nineteen, through the alleged negligence of the State, its agents and employees on the State highway known as route fifteen, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Davenport (No. 1733, Int. No. 1357) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of a certain person or of persons against the State for damages alleged to have been sustained by reason of a breach of option covering certain premises situate in the town of Marcy, New York, and to render judgment therefor," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Mullan (No. 1607, Int. No. 1293) entitled "An act to amend the Education Law, in relation to apportionment of school moneys," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Burlingame (No. 1692, Int. No. 1288) entitled "An act to amend the Judiciary Law, in relation to the appointment of stenographers," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Duell, from the committee on labor and industry, to which was referred the Assembly bill introduced by Miss M. L. Smith (No. 1942, Rec. No. 503) entitled "An act to amend the Labor Law, in relation to definition of a factory," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Duell, from the committee on labor and industry, to which was referred the Assembly bill introduced by Mr. Crews (No. 1651, Rec. No. 430) entitled "An act to amend the Labor Law, in relation to definition of employee," reported in favor of the

passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Pitcher (No. 1738, Int. No. 1362) entitled "An act to amend the Real Property Law, in relation to certain fences and structures being private nuisances," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Miss M. L. Smith (No. 1830, Rec. No. 443) entitled "An act providing for the creation of the commission and the payment of the bonus provided for in chapter eight hundred and seventy-two of the Laws of nineteen hundred and twenty," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the concurrent resolution introduced by Mr. Whitley relative to a joint committee of the Senate and Assembly to examine the Election Law, reported in favor of the adoption of the same.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Wiswall moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 873, Rec. No. 201) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the alleged claim of

Charles P. Senecal against the State for loss and damage sustained by the destruction of an automobile through the alleged negligent operation of the State bridge spanning the Hudson river at Troy and Watervliet."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Wiswall, and by unanimous consent, said bill was substituted for Senate bill (No. 589, Int. No. 536), now on the order of third reading.

The Assembly bill (No. 1465, Rec. No. 391) entitled "An act to amend the Agricultural Law, in relation to New York standard A grade apples," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1608, Int. No. 1294) entitled "An act to provide for the redemption of unused volume tax stamps sold by the State Commissioner of Excise, and making an appropriation therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1701, Int. No. 165) entitled "An act to provide for a convention, representing the Legislature, the judiciary and the bar, to consider and report upon proposed amendments to article six of the Constitution, and making an appropriation therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1383, Rec. No. 355) entitled "An act to amend section thirteen hundred and twenty-six of the Code of Civil Procedure, making the giving of security unnecessary to

perfect an appeal to the Court of Appeals, where the Appellate Division or a judge of the Court of Appeals shall certify that a constitutional question is involved; nor by a claimant under the Workmen's Compensation Law, where the decision of the Appellate Division is not unanimous, nor where the decision of the Appellate Division is unanimous and such appeal is with the consent of the Appellate Division, or a judge of the Court of Appeals," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbart
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2082, Rec. No. 448) entitled "An act to amend the County Law and the Legislative Law, in relation to eliminating the publication of Session Laws in newspapers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Burling	Duggan	Kavanaugh	Mullan	Simpson
Carson	Farrell	Knight	Pitcher	Straus

Cotillo	Fearon	Lockwood	Reischmann	Swift	32
Davenport	Gibbs	Lusk	Robinson	Tolbert	
Downing	Harris	Martin	Schackno	Walker	
Draper	Hewitt	Meyer	Seidel	Whitley	
Duell	Katlin				

FOR THE NEGATIVE

Ames	Campbell	Smith	Thompson	Walton	10
Bloomfield	McGarry	Thayer	Towner	Wiswall	

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 791, Rec. No. 198) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Michael Fitzgerald against the State for extra work alleged to have been done by him in connection with contract number twenty-two, in connection with construction of new highway bridges and recent new highway bridge over the Erie canal between Cold Spring and Free Bridge on the Seneca river, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift	45
Baumes	Draper	Karle	Meyer	Thayer	
Bloomfield	Duell	Kavanaugh	Mullan	Thompson	
Boylan	Dunnigan	Knight	Pitcher	Tolbert	
Burling	Farrell	Lockwood	Reischmann	Towner	
Campbell	Fearon	Lowman	Robinson	Twomey	
Carson	Ferris	Lusk	Seidel	Walton	
Cotillo	Gibbs	McCue	Simpson	Whitley	
Davenport	Harris	McGarry	Smith	Wiswall	

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker	6
Duggan					

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 667, Rec. No. 271) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and

determine a claim by John H. Hasbrouck, Kathryn Leonhard and Walter D. Hasbrouck as trustee of the estate of the late Josiah Hasbrouck, for Emily S. Burnett for damages to the Sleightsburgh ferry on Rondout creek by the construction of State route number three and a bridge in connection therewith," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Reischmann	Towner
Burling	Farrell	Lockwood	Robinson	Twomey
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McCue	Swift	Wiswall
Davenport	Harris	McGarry		

43

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan	Meyer	Simpson		

8

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 575, Int. No. 527) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Katherine Toohey against the State for damages for personal injuries alleged to have been sustained by her on or about April twenty-second, nineteen hundred and twenty, and render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burlingame	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walter
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Struss	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 576, Int. No. 528) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the alleged claim of Charles P. Senecal against the State for loss and damage sustained by the destruction of an automobile through the alleged negligent operation of the State bridge spanning the Hudson river at Troy and Watervliet," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burlingame	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walter
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Struss	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 742, Int. No. 670) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Mary Jane Simonds against the State for damages to her property, while serving as assistant matron of the New York State Training School for Girls, alleged to have been caused by fire through the wilful and negligent acts of inmates of such school, in the month of November, nineteen hundred and twenty," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mulhan	Tolbert
Boylan	Dumaigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Feason	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burtingame	Katlin	Simpson	Straus	Walker
Duggan	Schaackno			

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 744, Int. No. 672) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Meyer Pollack, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and nineteen, and to reinstate him in the position formerly held by him," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 755, Int. No. 683) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the canalized Mohawk river at and near Schenectady, by reason of the alleged negligent construction and maintenance of the Vischer Ferry dam, the six months' statute of limitations having run against said claims," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 884, Int. No. 790) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Alice E. Smith as administratrix of the goods, chattels and credits of William L. Smith, whose death occurred while an inmate of the Manhattan State Hospital on or about the third day of November, nineteen hundred and eight," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 912, Int. No. 811) entitled "An act to confer upon the Court of Claims jurisdiction to hear, audit and determine the claims of several claimants against the State for damages to riparian rights alleged to have been caused in connection with the construction by the State of a dyke across the stream known as the Hellegat, during the years eighteen hundred and eighty-nine and eighteen hundred and ninty-nine," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 979, Int. No. 862) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Frank W. Yates against the State for damages alleged to have been sustained while in the course of his employment as an enlisted trooper of the New York State police, in the month of May, nineteen hundred and twenty, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1046, Int. No. 921) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of William F. Campion against the State, under a contract for removing cinders and other rubbish from certain public buildings, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carena	Ferris	Luak	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Devonport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1189, Int. No. 1022) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the owners of certain lands in township five, Brown's tract, Herkimer county, against the State of New York, for damages alleged to have been sustained by them and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1262, Int. No. 1074) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of Vinita Kathleen Quackenbush for personal injuries alleged to have been sustained while she was employed y the State," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1279, Int. No. 1082) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which William Clancy, formerly a patrol-

man in the police department of said city, was dismissed from said department in the year nineteen hundred and seventeen, and to reinstate him in the position formerly held by him," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Kavanaugh	Pircher	Tolbert
Boylan	Dunnigan	Knight	Reischmann	Towner
Burling	Farrell	Lockwood	Robinson	Twomey
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McCue	Swift	Wiswall
Davenport	Harris	McGarry		

43

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan	Meyer	Simpson		

8

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1338, Int. No. 1121) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Amelio Di Pasquale against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson

Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitker	Towner
Burling	Farrall	Lockwood	Reischmann	Townsey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Luak	Siedel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1339, Int. No. 1122) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Amelio Di Pasquale against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and sixteen, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Dwyer	Kearle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitker	Towner
Burling	Farrall	Lockwood	Reischmann	Townsey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Luak	Siedel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1340, Int. No. 1123) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of John D. Watkins against the State

for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1341, Int. No. 1124) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Albert Lenta against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert

Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1342, Int. No. 1125) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Antonette De Marco against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and sixteen, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1347, Int. No. 1130) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims for damages against the State alleged to have been sustained by the appropriation by the State of lands

and property in connection with the construction of a bridge over the Erie canal on State highway route number twenty-eight, in the village of Yorkville, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Mayer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1469, Int. No. 1202) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of William Henderson against the State for moneys alleged to be due for construction work at the Central Islip State Hospital," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey

Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1585, Int. No. 1277) entitled "An act to legalize and validate the acts and proceedings of the village of Waterford, its voters, officers and agents, in relation to the issuance and sale of paving bonds of said village in the aggregate amount of forty-seven thousand four hundred and sixty-three dollars and fifty cents, to authorize the issuance of said bonds, and to provide for raising annually by tax a sum sufficient to pay the principal and interest of such bonds as they become due," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1609, Int. No. 1295) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Ervin A. Mix against the State for damages alleged to have been sustained by him while in the employ

of the State at the Binghamton State Hospital, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferrie	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1638, Int. No. 1314) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Syracuse Lighting Company for moneys alleged to be due it from the State under agreements to furnish power for the bridges and light for the buildings connected therewith on the Erie and Oswego canals during the years from nineteen hundred and thirteen to nineteen hundred and nineteen, inclusive," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert

Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1690, Int. No. 1316) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Alfred J. McClurg against the State for damages alleged to have been sustained by reason of the construction of the Barge canal through Genesee Valley park, in the city of Rochester, New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1685, Int. No. 1342) entitled "An act conferring jurisdiction on the police commissioner of the city of New York to increase the pension heretofore awarded to Charles E. Hunt, a former police officer of such city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Reischmann	Towner
Burling	Farrell	Lockwood	Robinson	Twomey
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McCue	Swift	Wiswall
Davenport	Harris	McGarry		

43

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan	Meyer	Simpson		

8

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 873, Rec. No. 201) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the alleged claim of Charles P. Senecal against the State for loss and damage sustained by the destruction of an automobile through the alleged negligent operation of the State bridge spanning the Hudson river at Troy and Watervliet," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 862, Rec. No. 300) entitled "An act authorizing the police commissioner of the city of New York to reinstate William B. Freeman, formerly a patrolman in the police department of said city, in the position formerly held by him," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Reischmann	Towner
Burlingame	Farrell	Lockwood	Robinson	Twomey
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McCue	Swift	Wiswall
Davenport	Harris	McGarry		

43

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan	Meyer	Simpson		

8

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 607, Int. No. 553) entitled "An act to authorize the Comptroller of the State to hear and determine the application of Joseph A. Daughton, as trustee of a trust fund created under the will of John Welspiel, deceased, for the redemption from the tax sale made by the Comptroller in nineteen hundred and fifteen of one acre of land in the town of Plattkill, Ulster county, assessed to Sarah Schoonmaker and described and bounded north and south by lands of E. L. Schoon-

maker, east by the highway and west by the Central New England railroad," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karla	Meyer	Thompson
Bloomfield	Duell	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1509, Rec. No. 329) entitled "An act to authorize increase of compensation of county treasurers and district attorneys during the terms of incumbents now in office," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duggan	Kavanaugh	Meyer	Straus
Bloomfield	Dunnigan	Knight	Mullan	Swift
Boylan	Farrell	Lockwood	Pitcher	Thompson
Burlingame	Fearon	Lowman	Reischmann	Tolbert
Campbell	Ferris	Lusk	Robinson	Twomey
Cotillo	Gibbs	McCue	Schackno	Walton
Davenport	Harris	McGarry	Seidel	Whitley
Downing	Hewitt	Martin	Smith	Wiswall
Draper	Katlin			

42

FOR THE NEGATIVE

Baumes	Carson	Karle	Thayer	Walker	
Burling	Duell	Simpson	Townner		9

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1700, Int. No. 401) entitled "An act to amend the Education Law, in relation to industrial teachers' scholarships," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1699, Int. No. 409) entitled "An act to amend the Education Law, relative to discipline and physical training," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson

Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1698, Int. No. 531) entitled "An act to amend the Education Law, in relation to cost of maintenance and instruction of pupils in institutions for the deaf and dumb," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1694, Int. No. 1351) entitled "An act to amend the Executive Law, in relation to the duties of the Attorney-General," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE NEGATIVE

Baumes	Carson	Karle	Thayer	Walker	
Burling	Duell	Simpson	Towner		9

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1700, Int. No. 401) entitled "An act to amend the Education Law, in relation to industrial teachers' scholarships," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1699, Int. No. 409) entitled "An act to amend the Education Law, relative to discipline and physical training," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson

Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1698, Int. No. 531) entitled "An act to amend the Education Law, in relation to cost of maintenance and instruction of pupils in institutions for the deaf and dumb," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1694, Int. No. 1351) entitled "An act to amend the Executive Law, in relation to the duties of the Attorney-General," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Eurlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1703, Int. No. 1136) entitled "An act to amend the State Finance Law, in relation to creating the board of estimate and control, defining its powers and duties, and abolishing the central supply committee and transferring its functions to such board, and to repeal section twenty-six of the Legislative Law, and making appropriation therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duggan	Katlin	Mullan	Thayer
Bloomfield	Fearon	Kavanaugh	Pitcher	Thompson
Burling	Ferris	Knight	Reischmann	Tolbert
Campbell	Gibbs	Lockwood	Robinson	Towner
Carson	Harris	Lowman	Simpson	Walton
Davenport	Hewitt	Martin	Smith	Whitley
Draper	Karle	Meyer	Swift	Wiswall
Duell				

36

FOR THE NEGATIVE

Boylan	Downing	McGarry	Seidel	walker
Cotillo	Farrell	Schackno	Straus	

9

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1508, Int. No. 1228) entitled "An act to amend chapter seven hundred and six of the Laws of nineteen hundred and twenty, entitled 'An act to authorize the Commis-

sioners of the Land Office to convey a tract of land at the southeast corner of Winthrop street and Albany avenue, in the borough of Brooklyn, city of New York, now a part of the grounds of the Brooklyn State Hospital, to the city of New York for a proposed change in the street lines of Albany avenue, for a highway,' in relation to extending the time for completing the improvement," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, two-thirds of all the Senators elected voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Schackno	Twomey
Carson	Ferris	Lusk	Seidel	Walker
Cotillo	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 328, Int. No. 315) entitled "An act authorizing the borough president of the borough of Manhattan of the city of New York to rehear the charges upon which John J. Sweeney was dismissed from the department of buildings and to reinstate him in the position formerly held by him," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Hewitt	McGarry	Straus
Baumes	Downing	Karle	Martin	Thayer
Bloomfield	Draper	Kavanaugh	Mullan	Thompson

Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Burlingame	Fearon	Lowman	Robinson	Walton
Campbell	Ferris	Lusk	Seidel	Whitley
Carson	Gibbs	McCue	Smith	Wiswall
Cotillo	Harris			

42

FOR THE NEGATIVE

Duell	Katlin	Schackno	Swift	Walker
Duggan	Meyer	Simpson	Tolbert	

9

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 19, Int. No. 19) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Neil McEwen, former patrolman, who resigned from such position in the year nineteen hundred and nineteen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	McGarry	Thayer
Baumes	Draper	Karle	Martin	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Boylan	Dunnigan	Kavanaugh	Reischmann	Towner
Burling	Farrell	Knight	Robinson	Twomey
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferris	Lowman	Smith	Whitley
Cotillo	Gibbs	Lusk	Straus	Wiswall
Davenport	Harris	McCue	Swift	

44

FOR THE NEGATIVE

Burlingame	Meyer	Schackno	Simpson	Walker
Duggan	Mullan			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 648, Int. No. 590) entitled "An act authorizing the police commissioner of the city of New York to restore James Quigley, a member of the police force of the city of New York, to the rank and grade of lieutenant of police, formerly held by him," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Reischmann	Towner
Burling	Farrell	Lockwood	Robinson	Twomey
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McCue	Swift	Wiswall
Davenport	Harris	McGarry		

43

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan	Meyer	Simpson		

8

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1367, Int. No. 873) entitled "An act to amend the Greater New York charter, in relation to persons appointed and authorized to operate steam boilers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Seidel	Twomey
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall
Downing	Hewitt	Martin		

48

FOR THE NEGATIVE

Burlingame	Schackno	Walker
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3

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1586, Int. No. 1278) entitled "An act to amend the Greater New York charter, in relation to the cession of lands for the construction of a tunnel or tunnels under the Hudson river," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Reischmann	Towner
Burling	Farrell	Lockwood	Robinson	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

FOR THE NEGATIVE

Downing Schackno

2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1371, Int. No. 863) entitled "An act to amend the Greater New York charter, in relation to employees appointed for the inspection of steam boilers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson

Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Seidel	Twomey
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall
Downing	Hewitt	Martin		

48

FOR THE NEGATIVE

Burlingame	Schackno	Walker	3
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1588, Int. No. 1280) entitled "An act to amend chapter seven hundred and thirty of the Laws of nineteen hundred and thirteen, entitled 'An act to provide for the centenary of the battle of Plattsburgh, the appointment of a commission, prescribing its powers and duties, and making an appropriation therefor,' in relation to the membership of such commission," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Meyer	Thayer
Bloomfield	Duell	Karle	Mullan	Thompson
Burling	Duggan	Katlin	Pitcher	Tolbert
Burlingame	Fearon	Kavanaugh	Reischmann	Towner
Campbell	Ferris	Knight	Schackno	Walton
Carson	Gibbs	Lockwood	Simpson	Whitley
Davenport	Harris	Lusk	Swift	Wiswall

35

FOR THE NEGATIVE

Cotillo	McCue	Seidel	Straus	Walker	6
Downing					

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1851, Int. No. 1426) entitled "An act to amend the Public Service Commissions Law, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate

passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1707, Int. No. 1151) entitled "An act to amend the Railroad Law, relative to the construction of new highway crossings of railroads, the elimination of existing railroad grade crossings or changing existing railroad crossings," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Straus
Baumes	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Katlin	Mullan	Thayer
Boylan	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Schackno	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

50

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1678, Rec. No. 339) entitled "An act to amend the Surrogate Court Act, in relation to the compensation of the surrogate's court stenographer of Oneida and Broome counties," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 83, Rec. No. 403) entitled "An act to amend the Highway Law, in relation to bridges upon State and county highways," having been announced for third reading, Mr. Walker moved that said bill be recommitted to the committee on finance, retaining its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 704, Int. No. 637) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for damages sustained, additional labor and material furnished and moneys expended, through the fault of the State, in connection with three separate contracts for construction work at Letchworth Village, Thiells, New York," having been announced for third reading, Mr. Wiswall moved that said bill be recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1060, Int. No. 107) entitled "An act to amend the Penal Law, in relation to the prohibition of the use of device of arms of the State on certain vehicles," having been announced for third reading, Mr. Duggan moved that said bill be recommitted to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1478, Int. No. 1213) entitled "An act making an appropriation for highway improvement purposes," having been announced for third reading, Mr. Lusk moved that said bill be recommitted to the committee on finance.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1625, Int. No. 896) entitled "An act to amend the Workmen's Compensation Law, in relation to security on appeals from the commission," having been announced for third reading, Mr. Davenport moved that said bill be recommitted to the committee on labor and industry.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Assembly bill (No. 1890, Rec. No. 491) entitled "An act making an appropriation from the proceeds of the sale of bonds for the payment of bonuses to certain persons who were in the service of the United States in the war with the German empire and its allies," having been announced for third reading, Mr. Hewitt moved that said bill be recommitted to the committee on finance, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 406, Int. No. 386) entitled "An act to authorize the police commissioner of the city of New York to increase the pension of James M. Cusack to an amount not exceed-

ing the salary paid to him at the date of his retirement," having been announced for third reading, Mr. Farrell moved that said bill be recommitted to the committee on affairs of cities.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Duggan moved that the committee of the whole be discharged from the consideration of Assembly bill (No. 1317, Rec. No. 286) entitled "An act authorizing the superintendent of buildings of the borough of Manhattan of the city of New York to rehear the charges upon which Edward G. Sexton, formerly an inspector of plumbing in the bureau of buildings, borough of Manhattan, city of New York, was dismissed from said bureau of buildings in the year nineteen hundred and ten, and to reinstate him in the position formerly held by him."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Duggan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	Martin	Swift
Baumes	Draper	Hewitt	Mullan	Thayer
Bloomfield	Duell	Karle	Pitcher	Thompson
Boylan	Duggan	Kavanaugh	Reischmann	Towner
Burling	Dunnigan	Knight	Robinson	Twomey
Campbell	Farrell	Lowman	Seidel	Walton
Carson	Fearon	Lusk	Simpson	Whitley
Cotillo	Ferris	McCue	Smith	Wiswall
Davenport	Gibbs	McGarry		

43

FOR THE NEGATIVE

Burlingame	Lockwood	Schackno	Tolbert	Walker
Katlin	Meyer	Straus		

8

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Tolbert moved that the committee of the whole be discharged from the consideration of Assembly bill (No. 1305, Rec. No. 301) entitled "An act authorizing the fire commissioner of the city of New York to reinstate Raymond A. Sweeney, formerly a member of the fire department of such city to the position formerly held by him."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Tolbert, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Katlin	Mullan	Thompson
Bloomfield	Duell	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Reischmann	Towner
Burling	Farrell	Lockwood	Robinson	Twomey
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McCue	Swift	Wiswall
Davenport	Harris	McGarry		

43

FOR THE NEGATIVE

Burlingame	Karle	Schackno	Straus	Walker
Duggan	Meyer	Simpson		

8

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Lusk moved that the committee of the whole be discharged from the consideration of Senate bill (No. 1604, Int. No. 1290) entitled "An act to amend the General Business Law, in relation to private detectives."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Simpson gave notice that at some future time he will move to suspend the Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30, and 43, for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 142, Int. No. 140) entitled "Concurrent resolution of the Senate and Assembly proposing amendments to article twelve of the Constitution, relating to cities and villages, so as to regulate legislation concerning them and guarantee to them the right of municipal self-government."

The Senate bill (No. 1074, Int. No. 246) entitled "An act to establish school district number seven in the town of Hornells-ville, Steuben county, as a union free school district, and providing for the election of officers, the levy and collection of taxes and the custody and disbursement of school moneys for such district," was returned by the mayor of the city of Hornell, with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor and local legislative body have duly accepted the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Lusk moved that all further proceedings under the call of the Senate be suspended.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lusk moved that the Senate do now adjourn.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

THURSDAY, APRIL 14, 1921

The Senate met pursuant to adjournment.

Prayer by Rev. Charles W. Leitzell, D. D.

The journal of yesterday was read and approved.

Mr. Lusk moved a call of the Senate.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

By direction of the President, the Clerk called the roll, when the following Senators responded:

Ames	Draper	Gibbs	Lusk	Thayer
Baumes	Duell	Hewitt	Martin	Thompson
Lurling	Duggan	Karle	Meyer	Tolbert
Carson	Dunnigan	Katlin	Straus	Walton
Downing	Ferris	Kavanaugh	Swift	Whitley

The Clerk furnished a list of the absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the Senate with Messrs. Cotillo, Campbell, Lockwood, Wiswall, Fearon, Boylan, Robinson, McGarry, Towner, Pitcher, Mullan, McCue, Reischmann, Bloomfield, Smith, Lowman, Twomey, Simpson, Farrell, Davenport, Burlingame, Schackno, Walker, Knight, Harris and Seidel, each of whom was excused.

Mr. Lusk moved that further proceedings be continued with the call pending.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Karle introduced a bill (Int. No. 1431) entitled "An act to amend the Military Law, in relation to certain State and municipal officers and employees who served in Federal military, naval or marine service during the World War," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on military affairs.

Also, a bill (Int. No. 1432) entitled "An act to amend the Judiciary Law, in relation to the qualifications of jurors," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (Int. No. 1433) entitled "An act to amend the Code of Criminal Procedure, in relation to the membership of juries," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

The Assembly returned the bill (No. 1546, Assembly Reprint No. 2042, Int. No. 801) entitled "An act to revise the charter of the city of Hudson," with a message that they have concurred in the passage of the same with the following amendments:

Page 77, line 24, strike out "28" and insert "40".

Page 78, lines 3 and 4, strike out "28" and insert "40".

Page 79, line 6, strike out "28" and insert "40".

Page 79, line 12, strike out "28" and insert "40".

Mr. Towner moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Marrin	Straus	Wiswall
Downing				

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

A message was received from the Assembly, in the words following:

Mr. Duke, from the committee of conference, presented the following:

To the Legislature:

The undersigned, appointed by the Senate and Assembly as a Committee of Conference relative to the matters of difference arising between the two Houses upon the Assembly bill (No. 881, Senate Reprint No. 1203, Rec. No. 141), entitled "An act to amend the Civil Practice Act, generally," report that they have duly conferred upon said matters, and agreed to recommend as follows:

That the Assembly recede from its position and concur in the Senate amendments thereto.

SIMON L. ADLER.
JOSEPH V. McKEE,
EDMUND B. JENKS,
ERNEST E. COLE,
CHARLES W. WALTON,
GEORGE R. FEARON,
JAMES E. WALKER.

Committee.

Mr. Walton moved to concur in the report of the committee of conference.

The President put the question whether the Senate would agree to said report, and it was decided in the affirmative.

The Senate bill (No. 1750, Int. No. 117) entitled "An act to amend the Civil Practice Act and the County Law, in relation to fees of county clerks and clerks of courts of record," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Lockwood	Reischmann	Towner
Campbell	Farrell	Lowman	Robinson	Walker
Carson	Fearon	Lusk	Smith	Walton
Cotillo	Ferris	McGarry	Straus	Whitley
Davenport	Gibbs	Martin	Swift	Wiswall
Downing	Hewitt			

42

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

Mr. Walton moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 1600, Rec. No. 305) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Schaufier against the State while engaged in the work of the State in endeavoring to capture a lunatic who had escaped from the Binghamton State Hospital."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Lockwood	Reischmann	Towner
Campbell	Farrell	Lowman	Robinson	Walker
Carson	Fearon	Lusk	Smith	Walton
Cotillo	Ferris	McGarry	Straus	Whitley
Davenport	Gibbs	Martin	Swift	Wiswall
Downing	Hewitt			

42

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Towner moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 857, Rec. No. 122) entitled "An act to authorize the Comptroller of the State to hear and determine the application of Joseph A. Daughton, as trustee of a trust fund created under the will of John Welspiel, deceased, for the redemption from the tax sale made by the Comptroller in nineteen hundred and fifteen of one acre of land in the town of Plattekill, Ulster county, assessed to Sarah Schoonmaker and described and bounded north and south by lands of E. L. Schoonmaker, east by the highway and west by the Central New England railroad."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Towner, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson

Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Lockwood	Reischmann	Towner
Burlingame	Farrell	Lowman	Robinson	Walker
Carson	Fearon	Lusk	Smith	Walton
Cotillo	Ferris	McGarry	Straus	Whitley
Davenport	Gibbs	Martin	Swift	Wiswall
Downing	Hewitt			

42

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1270, Int. No. 628) entitled "An act to amend the Civil Service Law, in relation to preference to veterans," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1615, Int. No. 1301) entitled "An act to amend the Code of Criminal Procedure, in relation to suspension of judgment," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Katlin	Mullan	Thayer
Bloomfield	Duell	Kavanaugh	Pitcher	Thompson
Boylan	Duggan	Knight	Reischmann	Tolbert
Burling	Dunnigan	Lockwood	Robinson	Towner
Burlingame	Farrell	Lowman	Schackno	Twomey
Campbell	Fearon	Lusk	Seidel	Walton
Carson	Ferris	McCue	Simpson	Whitley
Cotillo	Gibbs	McGarry	Smith	Wiswall
Davenport	Harris	Martin	Straus	49

FOR THE NEGATIVE

Karle	Walker	2
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1616, Int. No. 1302) entitled "An act to amend the Penal Law, in relation to suspension of sentence," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Katlin	Mullan	Thayer
Bloomfield	Duell	Kavanaugh	Pitcher	Thompson
Boylan	Duggan	Knight	Reischmann	Tolbert
Burling	Dunnigan	Lockwood	Robinson	Towner
Burlingame	Farrell	Lowman	Schackno	Twomey
Campbell	Fearon	Lusk	Seidel	Walker
Carson	Ferris	McCue	Simpson	Walton
Cotillo	Gibbs	McGarry	Smith	Whitley
Davenport	Harris	Martin	Straus	Wiswall
				50

FOR THE NEGATIVE

Karle	1
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

Mr. Baumes moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 223, Rec. No. 361) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section nine of article five

of the Constitution, in relation to preferences, in employment and promotion, of soldiers, sailors and marines."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Baumes, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	McCue	Thompson
Baumes	Duggan	Natlin	McGarry	Tolbert
Bloomfield	Dunnigan	Knight	Martin	Towner
Burlingame	Farrell	Lockwood	Pitcher	Twomey
Campbell	Fearon	Lowman	Simpson	Walton
Cotillo	Ferris	Lusk	Smith	Wiswall
Downing	Harris			

32

FOR THE NEGATIVE

Boylan	Gibbs	Mullan	Seidel	Mayer
Davenport	Kavanaugh	Reischmann	Straus	Walker
Duell	Meyer	Robinson	Swift	Whitley

15

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

Pursuant to notice heretofore given, Mr. Baumes gave notice that at some future time he will move to suspend Senate rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30 and 43 for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 83, Int. No. 82) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section nine of article five of the Constitution, in relation to preferences, in employment and promotion, of soldiers, sailors and marines."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Duggan	Karle	McCue	Tolbert
Baumes	Dunnigan	Katlin	McGarry	Towner
Bloomfield	Farrell	Knight	Martin	Twomey
Boylan	Fearon	Lockwood	Smith	Walton
Cotillo	Ferris	Lusk	Thompson	Wiswall
Downing	Harris			

27

FOR THE NEGATIVE

Burling	Duell	Lowman	Reischmann	Straus
Burlingame	Gibbs	Meyer	Robinson	Swift
Campbell	Hewitt	Mullan	Simpson	Thayer
Davenport	Kavanaugh	Pitcher		

18

Said bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	McGarry	Thompson
Baumes	Duggan	Katlin	Martin	Tolbert
Bloomfield	Dunnigan	Knight	Pitcher	Towner
Burlingame	Farrell	Lockwood	Schackno	Twomey
Campbell	Fearon	Lowman	Simpson	Walton
Cotillo	Ferris	Lusk	Smith	Wiswall
Downing	Harris	McCue		

33

FOR THE NEGATIVE

Boylan	Gibbs	Mullan	Straus	Walker
Davenport	Kavanaugh	Reischmann	Swift	Whitley
Duell	Meyer	Robinson	Thayer	

14

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1648, Int. No. 1324) entitled "An act to amend the Education Law, in relation to the qualifications of teachers, and making an appropriation for expenses," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative,

a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

Ames	Draper	Hewitt	Martin	Thayer
Baumes	Duell	Karle	Meyer	Thompson
Bloomfield	Duggan	Kavanaugh	Mullan	Tolbert
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Burlingame	Fearon	Lowman	Robinson	Walton
Campbell	Ferris	Lusk	Simpson	Whitley
Carson	Gibbs	McCue	Smith	Wiswall
Downing	Harris	McGarry		

43

FOR THE NEGATIVE

Cotillo	Katlin	Seidel	Straus	Walker
Davenport	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1649, Int. No. 1325) entitled "An act to amend the Education Law, in relation to licensing and supervision of schools and school courses, and making an appropriation therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Karle	Martin	Thompson
Baumes	Duggan	Kavanaugh	Mullan	Tolbert
Bloomfield	Dunnigan	Knight	Pitcher	Towner
Boylan	Fearon	Lockwood	Reischmann	Twomey
Burling	Ferris	Lowman	Robinson	Walker
Burlingame	Gibbs	Lusk	Simpson	Walton
Campbell	Harris	McCue	Smith	Whitley
Draper	Hewitt	McGarry	Thayer	Wiswall

40

FOR THE NEGATIVE

Cotillo	Downing	Schackno	Seidel	Straus
Davenport	Katlin			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1812, Int. No. 420) entitled "An act to amend chapter nine hundred and two of the Laws of nineteen hundred and twenty, entitled 'An act to provide for a convention,

representing the judiciary and the bar, to consider and adopt rules of civil practice, and making an appropriation therefor,' in relation to extending the time for filing the rules," having been announced for third reading, Mr. Walton moved that said bill be recommitted to the committee on codes, with instructions to said committee to report the same forthwith, amended by restoring same to its original form (Senate Printed No. 452), entitled as follows:

"An act to amend chapter nine hundred and two of the Laws of nineteen hundred and twenty, entitled 'An act to provide for a convention, representing the judiciary and the bar, to consider and adopt rules of civil practice, and making an appropriation therefor,' in relation to extending the time for filing the rules."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Walton, from the committee on codes, reported said bill amended as directed, and the same was ordered restored to its place in the order of third reading.

The Senate bill (No. 452, Int. No. 420) entitled "An act to amend chapter nine hundred and two of the Laws of nineteen hundred and twenty, entitled 'An act to provide for a convention, representing the judiciary and the bar, to consider and adopt rules of civil practice, and making an appropriation therefor,' in relation to extending the time for filing the rules," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Cotillo	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall

50

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 741, Int. No. 669) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Fred Pierce Sand Company against the State for damages alleged to have been sustained by it by reason of the failure of the State, its officers, servants and contractors to maintain navigation on the Oswego canal during the construction of the Barge canal in the years nineteen hundred and twelve and nineteen hundred and thirteen, and to render judgment therefor," having been announced for third reading, Mr. Pitcher moved that said bill be recommitted to the committee on the judiciary, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Assembly sent for concurrence the bill (No. 373, Rec. No. 517) entitled "An act to amend the State Printing Law, in relation to printing annual record of The American Legion," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1471, Rec. No. 518) entitled "An act to amend the Benevolent Orders Law, in relation to the management and government of halls, temples and other buildings of the corporation," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

Also, a bill (No. 1472, Rec. No. 519) entitled "An act to amend the Conservation Law, in relation to the regulation of the flow of rivers and streams by reservoirs," which was read the

first time, and by unanimous consent was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1836, Rec. No. 520) entitled "An act to amend the Tax Law, in relation to abandonment of claim of title under tax deeds on cancellation of sale," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1921, Rec. No. 521) entitled "An act to amend the Tax Law, in relation to the expense of making descriptions of real property returned for nonpayment of taxes in Oswego county," which was read the first time, and by unanimous consent, was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1988, Rec. No. 522) entitled "An act to amend the Code of Civil Procedure, in relation to limitation of costs in justices' courts," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, said bill was substituted for Senate bill (No. 1830, Int. No. 1361), now on the order of third reading.

Also, a bill (No. 1356, Rec. No. 523) entitled "An act to amend chapter seven hundred and forty-six of the Laws of nineteen hundred and eleven, entitled 'An act making provision for issuing bonds to the amount of not to exceed nineteen million eight hundred thousand dollars for the purpose of furnishing proper terminals and facilities for Barge canal traffic, including the acquisition and interchange of property therefor, with a view to improving and fostering the commerce of the State, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and eleven,' in relation to the present Erie canal as the same extends through a portion of the city of Utica," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1314, Rec. No. 524) entitled "An act to amend the Greater New York charter, in relation to the power of the board of aldermen of such city to reduce salaries," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on the order of third reading.

Also, a bill (No. 1910, Rec. No. 525) entitled "An act to amend the Penal Law, in relation to the use of the national and State flags as receptacles for the collection of money," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 594, Rec. No. 526) entitled "An act to amend chapter seven hundred and five of the Laws of nineteen hundred and one, entitled 'An act to make the office of sheriff of the county of Kings a salaried office and regulating the management of said office,' in relation to the election and term of office of such sheriff," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1911, Rec. No. 527) entitled "An act to amend the Tenement House Law, in relation to registration of name of agent of a tenement house and the definition of vagrancy," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on the order of third reading.

Also, a bill (No. 1785, Rec. No. 528) entitled "An act to amend the Code of Criminal Procedure, in relation to release on bail pending an appeal from minor courts," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Duggan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on codes, retaining its place on the order of third reading.

Also, a bill (No. 1913, Rec. No. 529) entitled "An act to amend the Conservation Law, in relation to State game refuges," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 1289, Rec. No. 530) entitled "An act to legalize certain bonds of the city of Poughkeepsie heretofore issued, for terms maturing more than twenty years from date of issue," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Towner, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1803, Rec. No. 531) entitled "An act to amend the General Business Law, in relation to fees of employment agencies," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Twomey, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on the judiciary, retaining its place on the order of third reading.

Also, a bill (No. 1906, Rec. No. 532) entitled "An act to amend the Tax Law, in relation to exemption from taxation of the real and personal property of corporations or associations of veterans of the World War," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ferris, and by unanimous consent, said bill was substituted for Senate bill (No. 1547, Int. No. 1013), now on the order of third reading. (See p. 1425 for report.)

Also, a bill (No. 1842, Rec. No. 533) entitled "An act to amend the Public Health Law, in relation to abolishing the Department of Narcotic Drug Control, but continuing the restrictive provisions of the law relating to such control," which was read the first time, and by unanimous consent was also read the second time.

Mr. Gibbs moved that said bill be laid upon the table.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Also, a bill (No. 1907, Rec. No. 534) entitled "An act to amend the Court of Claims Act, in relation to jurisdiction of the court," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 1192, Rec. No. 535) entitled "An act to amend the Public Buildings Law, in relation to the maintenance and improvement of the Guy Park house and grounds, making an appropriation therefor, and repealing an act in relation thereto," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Bloomfield, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on finance, retaining its place on the order of third reading.

Also, a bill (No. 2009, Rec. No. 536) entitled "An act to provide for a lease, with an option to purchase, of certain real property in the town of Cortland, Westchester county, for military and naval purposes, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Duell, and by unanimous consent, said bill was substituted for Senate bill (No. 1684, Int. No. 1341), now on the order of third reading.

Also, a bill (No. 1394, Rec. No. 537) entitled "An act making appropriations for the New York State Veterinary College for the eastern portion of the State, at New York University, New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Also, a bill (No. 1190, Rec. No. 538) entitled "An act to amend the Military Law, in relation to salary increases and promotion of civil service employees who were absent on military duty, and making appropriation therefor," which was read the first time and by unanimous consent was also read the second time.

On motion of Mr. Wiswall, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on finance, retaining its place on the order of third reading.

Also, a bill (No. 1148, Rec. No. 539) entitled "An act to amend the Greater New York charter, in relation to payment of retirement allowance to a person for whom a position or employment is provided by any other statute," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Shackno, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, retaining its place on the order of third reading.

Also, a bill (No. 1902, Rec. No. 540) entitled "An act to amend the Election Law, in relation to dispensing with the appointment of canvassing inspectors in election districts where voting machines are used," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Duggan, and by unanimous consent, said bill was substituted for Senate bill (No. 1429, Int. No. 1181), now on the order of third reading.

Also, a bill (No. 1641, Rec. No. 541) entitled "An act to amend the Public Health Law, in relation to narcotic drug control," which was read the first time, and by unanimous consent was also read the second time.

Mr. Fearon moved that said bill be laid upon the table.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Also, a bill (No. 1991, Rec. No. 542) entitled "An act in relation to the appointment of marshals or constables of the inferior courts of civil jurisdiction in cities of the first class," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

At three o'clock and thirty minutes, Mr. Lusk moved that the Senate stand in recess until four-thirty p. m.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

FOUR O'CLOCK AND THIRTY MINUTES

The Senate again met.

The Assembly sent for concurrence the bill (No. 1999, Rec. No. 516) entitled "An act to amend the Stock Corporation Law, in relation to corporations having shares of capital stock without nominal or par value, and the amendment of certificates of incorporation to permit the issuance of such shares," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, said bill was substituted for Senate bill (No. 1771, Int. No. 1091), now on the order of third reading.

The Assembly sent for concurrence a resolution, in the words following.

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1740, Rec. No. 334) entitled "An act to amend the Tax Law, in relation to income tax deductions," for the purpose of amendment.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

Ordered, That the Clerk return said resolution to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly sent for concurrence a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill (No. 816, Rec. No. 98) entitled "An act to amend chapter two hundred and fifty-one of the Laws of nineteen hundred and twenty, entitled 'An act to detach a portion of the village of Lawrence and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon,' in relation to providing for the payment by the owners of property detached of a proportionate share of existing village liability and indebtedness," be returned to the Governor.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

Ordered, That the Clerk return said resolution to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Bly (No. 1790, Rec. No. 425) entitled "An act to amend the Judiciary Law, in relation to official referees," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Robinson (No. 1803, Int. No. 1400) entitled "An act to amend the Education Law, in relation to boards of education in city school districts," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Gibbs, from the committee on public health, to which was referred the Senate bill introduced by Mr. Smith (No. 1477, Int. No. 1212) entitled "An act to amend the Public Health Law, in relation to abolishing the Department of Narcotic Drug Control, but continuing the restrictive provisions of the law relating to such control," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Gibbs, from the committee on public health, to which was referred the Senate bill introduced by Mr. Fearon (No. 1330, Int. No. 382) entitled "An act to amend the Public Health Law, in relation to narcotic drug control," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Robinson, from the committee on civil service, to which was referred the Senate bill introduced by Mr. McCue (No. 1618, Int. No. 1304) entitled "An act to amend the Civil Service Law, in relation to retiring veterans, and pensioning them," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Robinson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was

referred the Senate bill introduced by Mr. Knight (No. 1645, Int. No. 1321) entitled "An act to amend the Civil Practice Act, in relation to fees of sheriff," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Senate bill introduced by Mr. Knight (No. 1646, Int. No. 1322) entitled "An act to amend the Code of Civil Procedure, in relation to sheriff's fees," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Thayer (No. 1741, Int. No. 1365) entitled "An act to amend the Insanity Law, in relation to transfer of certain insane persons to the Matteawan State Hospital," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Boylan (No. 1838, Int. No. 1415) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of certain contractors under contracts heretofore let by the commission on new prisons," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Karle (No. 1846, Int. No. 1423) entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, in relation to appointment and compensation of all employees," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Katlin

(No. 40, Int. No. 40) entitled "An act to amend the General Construction Law, in relation to holidays," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Katlin, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Duell (No. 322, Int. No. 309) entitled "An act to amend the Election Law, in relation to publication of canvass," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Ferris (No. 1547, Int. No. 1013) entitled "An act to amend the Tax Law, in relation to exemption from taxation of the real and personal property of corporations or associations of veterans of the World War," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading. (See p. 1429 for substitution of Rec. No. 532.)

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Draper (No. 1810, Int. No. 1408) entitled "An act to amend the General Municipal Law, in relation to medical and surgical treatment of veterans, in hospitals, at the expense of cities and counties," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Robinson, from the committee on civil service, to which was referred the Assembly bill introduced by Mr. Wright (No. 1848, Rec. No. 514) entitled "An act to amend the Civil Service Law, in relation to the contents of the report of the commission," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Assembly bill introduced by Mr. Harris (No. 1700, Rec. No. 473) entitled "An act to amend the Education Law, relative to bonds of supervisors and school district

officers," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Doherty (No. 1787, Rec. No. 432) entitled "An act to amend the Greater New York charter, in relation to salaries of clerks, deputy clerks and assistant clerks of the municipal court of the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Booth (No. 1789, Rec. No. 426) entitled "An act to amend chapter three hundred and ninety-three of the Laws of nineteen hundred and six, entitled 'An act to create and establish a policemen's relief and pension fund for the police department of the city of Utica and authorizing the granting and payment of relief and pensions to the officers and members of said department entitled thereto,' generally," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Hamill (No. 1980, Rec. No. 472) entitled "An act to amend the Greater New York charter, in relation to the length of service necessary for the retirement of certain employees by the board of estimate," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Neary (No. 1303, Rec. No. 498) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Thomas Creavey, formerly a patrolman in the police department of such city, was dismissed from such department, and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Neary (No. 1302, Rec No. 497) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which John J. Heaney, formerly a patrolman in the police department of such city, was dismissed from such department, and to reinstate him in the position formerly held by him," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. T. C. Moore (No. 1897, Rec. No. 490) entitled "An act to amend chapter two hundred and sixty-eight of the Laws of nineteen hundred and four, entitled 'An act to provide for a pension fund for the police force of the city of New Rochelle,' generally," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Wheelock (No. 1815, Rec. No. 416) entitled "An act to amend the Highway Law, in relation to licensing of operators of motor vehicles," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Mr. Donohue (No. 1955, Rec. No. 462) entitled "An act making an appropriation to refund to the estate of Robert E. Kelly moneys erroneously paid into the State treasury as an inheritance tax," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Mr. Donohue (No. 1954, Rec. No. 461) entitled "An act making an appropriation to refund to the estate of Caesar J. Kaskel moneys erroneously paid into the State treasury as an inheritance tax," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Mr. Donohue (No. 1956, Rec. No. 463) entitled "An act making an appropriation to refund to the estate of John Garow moneys erroneously paid into the State treasury as an inheritance tax," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Everett (No. 1918, Rec. No. 467) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Bradley and Weed, Incorporated, against the State for loss, damage and expense sustained because of the disallowance of certain items alleged to be a part of the actual and necessary cost and expense of the performance of certain contracts in connection with the reconstruction, extension and completion of the Potsdam State Normal and Training School," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Soule (No. 1965, Rec. No. 506) entitled "An act to amend the Penal Law, in relation to firearms," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Towner, from the committee on insurance, to which was referred the Assembly bill introduced by Mr. Trahan (No. 1825, Rec. No. 508) entitled "An act to amend the Insurance Law, in relation to stock fire insurance corporations," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Simpson, from the committee on penal institutions, to which was referred the Assembly bill introduced by Mr. Ullman (No. 1941, Rec. No. 509) entitled "An act to amend the Prison Law, in relation to commutation of sentences of convicts," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Halpern (No. 1757, Rec. No. 358) entitled "An act to amend the Greater New York charter, in relation to publication of notice of proceedings to condemn property for street purposes in Queens, Bronx and Richmond counties," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Assembly bill introduced by Mr. Judson (No. 1660, Rec. No. 480) entitled "An act to amend the Tax Law, in relation to imposing a tax upon those holding agreements of indemnity issued by underwriters not authorized to transact business in the State of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Assembly bill introduced by Mr. McWhinney (No. 1772, Rec. No. 495) entitled "An act to amend the Real Property Law, in relation to the licensing and regulation of real estate brokers and salesmen," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lockwood, from the committee on public education, to which was referred the Assembly bill introduced by Mr. T. C. Moore (No. 1533, Rec. No. 268) entitled "An act to amend the Education Law, in relation to instruction in the conduct and procedure of elections," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Swift, from the committee on military affairs, to which was referred the Assembly bill introduced by Mr. Halpern (No. 1946, Rec. No. 470) entitled "An act to amend the Military Law, in relation to certain State and municipal officers and employees who served in Federal military, naval or marine service during the World War," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Swift, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. Lord (No. 1617, Rec. No. 337) entitled "An act to amend the Highway Law, in relation to drivers of certain trucks belonging to a town," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lowman, from the committee on internal affairs of towns, counties and public highways, to which was referred the Assembly bill introduced by Mr. McFarland (No. 998, Rec. No. 287) entitled "An act to amend the Highway Law, in relation to the purchase of land and the erection of buildings for the care of machinery," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Lowman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Gibbs, from the committee on public health, to which was referred the Assembly bill introduced by Mr. Lattin (No. 1661, Rec. No. 381) entitled "An act to amend the Public Health Law, in relation to the amount of property to be owned or possessed by district and State dental societies," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Gibbs, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Gibbs, from the committee on public health, to which was referred the Assembly bill introduced by Mr. Lattin (No. 1805, Rec. No. 481) entitled "An act to amend the Public Health Law, in relation to vital statistics," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Gibbs, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Gibbs, from the committee on public health, to which was referred the Assembly bill introduced by Mr. Lattin (No. 996, Rec. No. 240) entitled "An act to amend the Public Health Law, in relation to district laboratory supply stations," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Gibbs, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. McFarland (No. 512, Rec. No. 212) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Francis Normandin against the State for personal injuries alleged to have been sustained while performing military service at Glens Falls, New York, on or about the third day of February, nineteen hundred and twenty, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Rayher (No. 1856, Rec. No. 414) entitled "An act to amend the Decedent Estate Law, in relation to the rights of a surviving husband or wife to a share of the personal estate of the other," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Ullman (No. 1492, Rec. No. 250) entitled "An act to amend the Executive Law, in relation to disposition of fees paid by notaries public," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Burchill (No. 1505, Rec. No. 265) entitled "An act to amend the General Business Law, in relation to municipal regulations relating to hawkers and peddlers," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Robinson, from the committee on civil service, to which was referred the Assembly bill introduced by Mr. Bly (No. 1674, Rec. No. 294) entitled "An act to amend the Civil Service Law, in relation to effect of service in the World War on the civil service status of soldiers, sailors and marines," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Robinson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Miss Smith (No. 1967, Rec. No. 504) entitled "An act for the establishment and administration of a fund to be used for the amelioration of the condition of certain residents of this State, who are suffering from disability incurred in or as a result of their having been in the military or naval service of the United States during the World War," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

The Senate bill (No. 1854, Int. No. 1430) entitled "An act to amend the Election Law, in relation to membership of county committees," having been announced for third reading, Mr. Whitley moved that said bill be recommitted to the committee on the judiciary, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Davenport moved that the committee on taxation and retrenchment be discharged from the consideration of Assembly bill (No. 1986, Rec. No. 489) entitled "An act to amend the Real Property Law, in relation to registering title to real property," and that the said bill be committed to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Boylan gave notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30, and 43, for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 1633, Int. No. 1309) entitled "An act to amend the Labor Law, in relation to appointment, removal and compensation of referees."

Mr. Boylan gave notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30, and 43, for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 1631, Int. No. 1307) entitled "An act to amend the Labor Law, in relation to bureau of inspection."

Mr. Boylan gave notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30, and 43, for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 1632, Int. No. 1308) entitled "An act to amend the Labor Law, in relation to counsel."

The committee on rules reported the following, namely, that Senate bill (Printed No. 1819, Int. No. 1075) entitled "An act to amend the Conservation Law, in relation to licensing the use of water power and other purposes, and to providing for the exercise of the power of eminent domain, in relation to the production, sale and distribution of heat, light and power to the public, and making an appropriation for expenses," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any,

then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration, together with the proposed amendments, shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one hour, not more than one-half hour to the members of the majority, and not more than one-half hour to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Kavanaugh	Reischmann	Thompson
Baumes	Fearon	Knight	Robinson	Tolbert
Bloomfield	Ferris	Lowman	Simpson	Towner
Burling	Gibbs	Lusk	Smith	Walton
Campbell	Harris	Meyer	Swift	Whitley
Carson	Hewitt	Mullan	Thayer	Wiswall
Draper	Katlin	Pitcher		

33

FOR THE NEGATIVE

Boylan	Downing	Farrell	McGarry	Straus
Burlingame	Duggan	Karle	Schackno	Twomey
O'Dillo	Dunnigan	McCue	Seidel	Walker
Davenport				

16

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

Mr. Lusk offered a resolution, in the words following:

Resolved (if the Assembly concur), That when an appropriation has been made for the services of officers and employees of the Senate and Assembly, during the recess of the Legislature, the Clerks of the Senate and Assembly may appoint such officers and employees at a salary or compensation not exceeding the amount appropriated.

Ordered, That said resolution be referred to the committee on finance.

Mr. Lusk moved that the committee on finance be discharged from further consideration of said resolution.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Downing offered a resolution, in the words following:

Resolved (if the Assembly concur), That three thousand copies of the resolution and proceeding expressing the sense of the Senate relative to the services in the Assembly and Senate of Honorable John F. Ahearn, and a suitable memorial be printed of such resolution and memorial and be distributed as follows: Fifty copies to each Senator, 50 copies to each member of Assembly, 200 copies to the State officers and the balance to the executors of the will of the deceased.

Resolved, That the expense of printing said proceedings be paid out of the contingent fund of the Legislature.

Ordered, That said resolution be referred to the committee on finance.

Mr. Draper offered a resolution, in the words following:

then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration, together with the proposed amendments, shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one hour, not more than one-half hour to the members of the majority, and not more than one-half hour to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Kavanaugh	Reischmann	Thompson
Baumes	Fearon	Knight	Robinson	Tolbert
Bloomfield	Ferris	Lowman	Simpson	Towner
Burling	Gibbs	Lusk	Smith	Walton
Campbell	Harris	Meyer	Swift	Whitley
Carson	Hewitt	Mullan	Thayer	Wiswall
Draper	Katlin	Pitcher		

33

FOR THE NEGATIVE

Boylan	Downing	Farrell	McGarry	Straus
Burlingame	Duggan	Karle	Schackno	Twomey
Cotillo	Dunnigan	McCue	Seidel	Walker
Davenport				

16

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

Mr. Lusk offered a resolution, in the words following:

Resolved (if the Assembly concur), That when an appropriation has been made for the services of officers and employees of the Senate and Assembly, during the recess of the Legislature, the Clerks of the Senate and Assembly may appoint such officers and employees at a salary or compensation not exceeding the amount appropriated.

Ordered, That said resolution be referred to the committee on finance.

Mr. Lusk moved that the committee on finance be discharged from further consideration of said resolution.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Downing offered a resolution, in the words following:

Resolved (if the Assembly concur), That three thousand copies of the resolution and proceeding expressing the sense of the Senate relative to the services in the Assembly and Senate of Honorable John F. Ahearn, and a suitable memorial be printed of such resolution and memorial and be distributed as follows: Fifty copies to each Senator, 50 copies to each member of Assembly, 200 copies to the State officers and the balance to the executors of the will of the deceased.

Resolved, That the expense of printing said proceedings be paid out of the contingent fund of the Legislature.

Ordered, That said resolution be referred to the committee on finance.

Mr. Draper offered a resolution, in the words following:

Resolved (if the Assembly concur), That three thousand copies of the resolution and proceeding expressing the sense of the Senate relative to the service in the Senate of Honorable George B. Wellington, and a suitable memorial be printed of such resolution and memorial and be distributed as follows: Fifty copies to each Senator, 50 copies to each member of Assembly, 200 copies to the State officers and the balance to the executors of the will of the deceased.

Resolved, That the expense of printing the said proceedings be paid out of the contingent fund of the Legislature.

Ordered, That said resolution be referred to the committee on finance.

Mr. Towner offered a resolution, in the words following:

Whereas, It is alleged and generally believed that many contracts for the erection of public buildings designed by the State Architect have been erected in behalf of the State in violation of the statutes in relation thereto; and

Whereas, These contracts so illegally made may cause large losses to the State; and

Whereas, It is generally believed that some of these contracts so illegally executed have been awarded at sums largely in excess of the reasonable cost of the construction of the buildings provided for in such contracts; and

Whereas, The interests of the State should be protected by the securing and preserving the facts and evidence in relation to the execution and validity of the contracts so alleged to have been unlawfully made in behalf of the State, and also the reasonable value of the work already performed thereunder so that the State may be enabled to properly resist and defend claims which may hereafter be made against the State on account of said contracts or for the value of the work done and materials furnished by reason thereof.

Resolved (if the Assembly concur), That a joint committee of the Senate and Assembly be hereby created consisting of four members of the Senate, to be appointed by the President of the Senate and five members of the Assembly, to be appointed by the Speaker of the Assembly, whose duty it shall be to investigate the affairs of the State Architect's office, and particularly the letting and execution of contracts for the construction of public buildings of the State.

Resolved, That such committee report to the Legislature of nineteen hundred and twenty-two on or before February first,

Resolved, That such committee be authorized to choose from among its members a chairman, employ counsel, stenographers

and necessary clerical assistants, to sit anywhere within the State, to adopt rules for the conduct of its proceedings, and otherwise have all the powers of a legislative committee.

Resolved, That the expenses of such committee, not exceeding five thousand dollars, be paid from the money appropriated for the contingent expenses of the Legislature, upon vouchers audited and approved as prescribed by law.

Ordered, That said resolution be referred to the committee on finance.

Mr. Harris moved that the committee on the judiciary be discharged from the consideration of Assembly bill (No. 623, Rec. No. 496) entitled "An act to amend the Real Property Law, in relation to guardian ad litem in an action to register title to real property."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Harris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1794, Int. No. 1391) entitled "An act to amend the Surrogate Court Act, generally," having been

announced for third reading, Mr. Walton moved that said bill be recommitted to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1795, Int. No. 1392) entitled "An act to amend the Justice Court Act, generally," having been announced for third reading, Mr. Walton moved that said bill be recommitted to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1842, Int. No. 1419) entitled "An act to amend the Judiciary Law, relative to fees and mileage of trial jurors," having been announced for third reading, Mr. Walton moved that said bill be recommitted to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1843, Int. No. 1420) entitled "An act to amend the New York City Court Act, relating to messengers," having been announced for third reading, Mr. Walton moved that said bill be recommitted to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1844, Int. No. 1421) entitled "An act to amend the Court of Claims Act, generally," having been announced for third reading, Mr. Walton moved that said bill be recommitted to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1845, Int. No. 1422) entitled "An act to amend the Surrogate Court Act, generally," having been announced for third reading, Mr. Walton moved that said bill be recommitted to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1760, Int. No. 1382) entitled "An act to amend the Civil Practice Act, generally," having been announced for third reading, Mr. Walton moved that said bill be recommitted to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1841, Int. No. 1418) entitled "An act to amend the Justice Court Act, generally," having been announced for third reading, Mr. Walton moved that said bill be recommended to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

At seven o'clock and twenty minutes, Mr. Lusk moved that the Senate stand in recess until eight p. m.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

NINE O'CLOCK AND THIRTY MINUTES

The Senate again met.

The Assembly returned the bill (No. 1114, Assembly Reprint No. 1905, Int. No. 869) entitled "An act to amend the Code of Criminal Procedure, in relation to the imprisonment of female convicts sentenced to the punishment of death," with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 3, after the word "a" at the end of the line insert in italics the word "male".

Page 2, line 11, strike out the italicized matter.

Page 2, line 12, strike out all of line 12.

Page 2, line 13, strike out all of line 13.

Page 2, line 14, strike out the italicized matter.

Page 2, between lines 17 and 18, insert the following in italics: "If the defendant so sentenced to death shall be a woman, the judge presiding must also make, sign and deliver to the agent and warden for the State prison for women at Auburn an order directing the transportation of such woman to such State prison in the manner specified in section ninety-seven of the Prison Law, to be there kept in solitary confinement, as herein provided, until removed therefrom as herein provided. At a time before that finally fixed for the infliction of the punishment directed by the judgment, as the Superintendent of State Prisons may determine,

he shall transfer such woman to the Sing Sing prison and deliver her into the custody of the agent and warden of such prison who shall inflict the punishment of death as in the case of a male person so convicted and sentenced.

"In case the time for the infliction of punishment shall be postponed after the convict has been transferred to Sing Sing prison as aforesaid, the Superintendent of Prisons may return such female convict in the manner aforesaid to the State prison for women at Auburn, there to remain until the Superintendent of Prisons shall again return such female to Sing Sing prison in the manner and for the purpose aforesaid, where the punishment shall be inflicted as directed by the judgment, unless she shall be lawfully discharged from such imprisonment. The expenses of such transportation shall be paid as a part of the expenses of the maintenance of Sing Sing prison.

"The Superintendent of Prisons is hereby authorized to transfer to the State prison for women at Auburn any woman now under sentence of death as herein provided."

Mr. Simpson moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments; and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill, as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

The Senate bill (No. 1583, Int. No. 1275) entitled "An act

to amend the Conservation Law, in relation to the taking of rabbits in the counties of Clinton and Essex," having been announced for third reading, Mr. Ames moved that said bill be recommitted to the committee on conservation.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Assembly bill (No. 1451, Rec. No. 445) entitled "An act to provide for establishing a portion of the westerly boundary line of the county of Ulster and being a portion of the easterly boundary line of the county of Sullivan, and making an appropriation therefor," having been announced for third reading, Mr. Hewitt moved that said bill be recommitted to the committee on finance.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1678, Int. No. 1335) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor," having been announced for third reading, Mr. Walker moved that said bill be recommitted to the committee on codes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1791, Int. No. 1330) entitled "An act to amend the County Law and the Legislative Law, in relation to eliminating the publication of Session Laws in newspapers," having been announced for third reading, Mr. Lowman moved that said bill be recommitted to the committee on internal affairs of towns, counties and public highways.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1395, Int. No. 1162) entitled "An act to amend the Highway Law, in relation to regulating the use of highways by certain vehicles," having been announced for third reading, Mr. Robinson moved that said bill be recommitted to the committee on internal affairs of towns, counties and public highways.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1567, Int. No. 562) entitled "An act to amend the General Business Law, in relation to contracts for monopoly and to provide for the protection of consumers," having been announced for third reading, Mr. Lowman moved that said bill be recommitted to the committee on the judiciary, with instructions to said committee to report the same forthwith, amended as follows.

Page 2, line 13, after the word "farmers" insert "organizations of the workers instituted not for profit".

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Cotillo	Ferris	Martin	Straus
Baumes	Davenport	Harris	Pitcher	Swift
Bloomfield	Downing	Karle	Schackno	Twomey
Boylan	Duell	Lowman	Seidel	Walker
Burling	Dunnigan	McCue	Smith	Whitley
Carson	Farrell	McGarry		

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FOR THE NEGATIVE

Burlingame	Gibbs	Lockwood	Robinson	Towner
Campbell	Hewitt	Lusk	Thayer	Walton
Draper	Kavanaugh	Meyer	Tolbert	Wiswall
Fearon	Knight	Mullan		

18

Mr. Burlingame, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Hewitt moved to take from the table Assembly bill (Printed No. 1962, Rec. No. 492) entitled "An act to provide means for the support of government."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Hewitt, and by unanimous consent, said bill was substituted for Senate bill (No. 1652, Int. No. 1328), now on the order of third reading.

Mr. Towner gave notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30, and 43, for the purpose of reading, passing and transmitting to the Assembly out of its regular order the resolution relative to investigation of the department of the State Architect.

Mr. Duell moved that the committee of the whole be discharged from the consideration of Assembly bill (No. 1533, Rec. No. 268) entitled "An act to amend the Education Law, in relation to instruction in the conduct and procedure of elections."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Duell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

The Senate bill (No. 1668, Int. No. 936) entitled "An act to amend the Agricultural Law, in relation to the licensing of dogs," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1471, Rec. No. 518) entitled "An act to amend the Benevolent Orders Law, in relation to the management and government of halls, temples and other buildings of the corporation," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitchoer	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1326, Int. No. 113) entitled "An act to amend the General Business Law, in relation to posting rates for lodging in hotels and inns," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Baumes	Duell	Katlin	Mullan	Swift
Burlingame	Duggan	Knight	Pitcher	Tolbert
Campbell	Dunnigan	Lockwood	Schackno	Twomey
Carson	Fearon	Lowman	Seidel	Walton
Cotillo	Harris	Lusk	Simpson	Whitley
Davenport	Hewitt	Martin	Smith	Wiswall
Downing	Karle			

32

FOR THE NEGATIVE

Ames	Burlingame	McCue	Robinson	Towner
Bloomfield	Draper	McGarry	Straus	Walker
Boylan	Ferris	Meyer		

13

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1740, Int. No. 1364) entitled "An act to amend chapter six hundred and ninety-nine of the Laws of nineteen hundred and twenty, entitled 'An act to create a commission to examine laws relating to child welfare, investigate their effect and propose remedial legislation in relation thereto, and making an appropriation for the expenses of the commission,' in relation to reports to the Legislature," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 994, Int. No. 877) entitled "An act to amend the Civil Practice Act, in relation to support and maintenance of wife and child," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1988, Rec. No. 522) entitled "An act

to amend the Code of Civil Procedure, in relation to limitation of costs in justices' courts," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1146, Int. No. 991) entitled "An act to amend the Code of Civil Procedure, in relation to time of filing decision of surrogate after trial without jury," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	McGarry	Smith
Baumes	Draper	Hewitt	Martin	Swift
Bloomfield	Duell	Karle	Meyer	Thayer
Boylan	Duggan	Kavanaugh	Mullan	Thompson
Burling	Dunnigan	Knight	Pitcher	Towner
Burlingame	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Simpson	Wiswall
Davenport				

46

FOR THE NEGATIVE

Katlin	Schackno	Straus	Tolbert	Walker
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5

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1787, Int. No. 122) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article six of the Constitution, in relation to compensation of judges and associate judges of the Court of Appeals," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Furlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1472, Rec. No. 519) entitled "An act to amend the Conservation Law, in relation to the regulation of the flow of rivers and streams by reservoirs," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert

Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1909, Rec. No. 516) entitled "An act to amend the Stock Corporation Law, in relation to corporations having shares of capital stock without nominal or par value, and the amendment of certificates of incorporation to permit the issuance of such shares," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Reischmann	Towner
Burlingame	Farrell	Lockwood	Robinson	Twomey
Campbell	Fearon	Lowman	Schackno	Walker
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

50

FOR THE NEGATIVE

Straus

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1133, Rec. No. 452) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Walter L. Stilwell, George B. Gerard and Edna A. Brush against the State for damages alleged to have been sustained while being forced to aid the police of the city of New York in the capture of escaped criminals, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Tolbert
Burling	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				

6

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1464, Rec. No. 477) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine claims against the State for damages for or on account of the appropriation of property in connection with the construction of improved canals and canal terminals, and by reason of change of grade of highways on streets caused by changing the bridges and approaches thereto, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Reischmann	Towner
Burling	Farrell	Lockwood	Robinson	Twomey

Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McGarry	Smith	Wiswall
Davenport	Harris	Martin	Swift	

44

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan	McCue			

7

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1749, Int. No. 1373) entitled "An act to amend the Education Law, in relation to compulsory education, and to amend the Labor Law, in relation to the employment of children," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Thayer
Baumes	Draper	Karle	Mullan	Thompson
Bloomfield	Duell	Kavanaugh	Pitcher	Tolbert
Boylan	Duggan	Knight	Reischmann	Towner
Burling	Dunnigan	Lockwood	Robinson	Twomey
Burlingame	Farrell	Lowman	Schackno	Walker
Campbell	Fearon	Lusk	Simpson	Walton
Carson	Ferris	McCue	Smith	Whitley
Cotillo	Gibbs	McGarry	Swift	Wiswall
Davenport	Harris	Martin		

48

FOR THE NEGATIVE

Katlin	Seidel	Straus	
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3

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1696, Int. No. 1214) entitled "An act to provide a more uniform retirement plan for State employees, under the provisions of the New York State employees' retirement system, and to repeal certain acts and parts of acts providing for other retirement systems," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and

upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Davenport	Harris	McGarry	Smith	Whitley
Downing	Hewitt	Martin	Straus	Wiswall

50

FOR THE NEGATIVE

Cotillo

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1040, Int. No. 915) entitled "An act to amend the Judiciary Law, in relation to the publishing of the terms of county court," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1047, Int. No. 922) entitled "An act authorizing the police commissioner of the city of New York to

rehear the charges upon which Peter Clancy, formerly a member of the police force of such city, was dismissed from such department, and to reinstate him in the position formerly held by him," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Thayer
Baumes	Duell	Kavanaugh	Mullan	Thompson
Bloomfield	Dunnigan	Knight	Pitcher	Tolbert
Boylan	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall
Downing	Hewitt			

42

FOR THE NEGATIVE

Burling	Duggan	Meyer	Straus	Walker
Burlingame	Katlin	Shackno	Swift	

9

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1736, Int. No. 1360) entitled "An act to amend the Greater New York charter, so as to authorize the commissioner of parks of the borough of the Bronx to transfer to the president of said borough a portion of Van Cortlandt park for the purpose of widening Broadway, in the city of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Karle	Meyer	Swift
Baumes	Draper	Katlin	Mullan	Thayer
Bloomfield	Duell	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert

Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall

50

FOR THE NEGATIVE

Duggan

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1289, Rec. No. 530) entitled "An act to legalize certain bonds of the city of Poughkeepsie heretofore issued, for terms maturing more than twenty years from date of issue," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1836, Rec. No. 520) entitled "An act to amend the Tax Law, in relation to abandonment of claim of title under tax deeds on cancellation of sale," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1718, Int. No. 1230) entitled "An act to amend chapter eighteen of the Laws of eighteen hundred and sixty-two, entitled 'An act to revise the charter of the city of Utica,' in relation to local improvements," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1716, Int. No. 66) entitled "An act to provide for the location, creation and management of the Alle-

gany State Park in Cattaraugus county and for the purchase of lands; and making an appropriation therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Smith
Baumes	Duell	Katlin	Meyer	Swift
Bloomfield	Dunnigan	Kavanaugh	Mullan	Thayer
Boylan	Farrell	Knight	Pitcher	Thompson
Burling	Fearon	Lockwood	Reischmann	Towner
Campbell	Ferris	Lowman	Robinson	Twomey
Carson	Gibbs	Lusk	Schackno	Walton
Cotillo	Harris	McCue	Seidel	Whitley
Davenport	Hewitt	McGarry	Simpson	Wiswall
Downing				

46

FOR THE NEGATIVE

Burlingame	Duggan	Straus	Tolbert	Walker	5
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1536, Rec. No. 350) entitled "An act to amend the Banking Law, in relation to change of location of savings and loan associations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1604, Int. No. 1290) entitled "An act to amend the General Business Law, in relation to private detectives," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	Martin	Thayer
Baumes	Draper	Hewitt	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Campbell	Farrell	Lowman	Robinson	Walton
Carson	Fearon	Lusk	Schackno	Whitley
Cotillo	Ferris	McCue	Smith	Wiswall
Davenport	Gibbs	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Lockwood	Simpson	Straus	Walker
Karle	Seidel			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 858, Int. No. 774) entitled "An act to amend the Civil Practice Act, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey

Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1382, Rec. No. 369) entitled "An act to amend section five hundred and ninety-three of the Civil Practice Act, making the giving of security unnecessary to perfect an appeal to the Court of Appeals where the Appellate Division or a judge of the Court of Appeals shall certify that a constitutional question is involved; nor by a claimant under the Workmen's Compensation Law, where the decision of the Appellate Division is not unanimous, nor where the decision of the Appellate Division is unanimous and such appeal is with the consent of the Appellate Division, or a judge of the Court of Appeals," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1985, Rec. No. 457) entitled "An act to amend the Civil Service Law, in relation to retiring certain veterans and granting them pensions," was read the third time.

The President put the question whether the Senate would agree

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1604, Int. No. 1290) entitled "An act to amend the General Business Law, in relation to private detectives," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	Martin	Thayer
Baumes	Draper	Hewitt	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Duggan	Kavanaugh	Pitcher	Towner
Burling	Dunnigan	Knight	Reischmann	Twomey
Campbell	Farrell	Lowman	Robinson	Walton
Carson	Fearon	Lusk	Schackno	Whitley
Cotillo	Ferris	McCue	Smith	Wiswall
Davenport	Gibbs	McGarry	Swift	

44

FOR THE NEGATIVE

Burlingame	Lockwood	Simpson	Straus	Walker
Karle	Seidel			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 858, Int. No. 774) entitled "An act to amend the Civil Practice Act, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey

Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1382, Rec. No. 369) entitled "An act to amend section five hundred and ninety-three of the Civil Practice Act, making the giving of security unnecessary to perfect an appeal to the Court of Appeals where the Appellate Division or a judge of the Court of Appeals shall certify that a constitutional question is involved; nor by a claimant under the Workmen's Compensation Law, where the decision of the Appellate Division is not unanimous, nor where the decision of the Appellate Division is unanimous and such appeal is with the consent of the Appellate Division, or a judge of the Court of Appeals," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1985, Rec. No. 457) entitled "An act to amend the Civil Service Law, in relation to retiring certain veterans and granting them pensions," was read the third time.

The President put the question whether the Senate would agree

to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reichmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1353, Rec. No. 227) entitled "An act for the relief of the town of Clifton in the county of Saint Lawrence," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reichmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1423, Int. No. 1175) entitled "An act to amend section thirteen hundred and thirty-six of the Code of Civil Procedure, in relation to appeals to the Court of Appeals," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1681, Int. No. 1338) entitled "An act to amend the Conservation Law, in relation to raising fur-bearing animals," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1889, Rec. No. 475) entitled "An act to amend the Conservation Law, in relation to the taking of rabbits in the counties of Clinton and Essex," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferrie	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1530, Rec. No. 253) entitled "An act to amend the Conservation Law, in relation to pickerel," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner

Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1882, Rec. No. 476) entitled "An act to amend the Conservation Law, in relation to the taking of dogs afield," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1697, Rec. No. 429) entitled "An act to amend the Conservation Law, in relation to the taking of pike perch," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1043, Rec. No. 327) entitled "An act to amend the Conservation Law, in relation to the publication of laws relating to fish and game," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 709, Rec. No. 332) entitled "An act to amend the Conservation Law, in relation to the open season for hares and rabbits," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 839, Rec. No. 346) entitled "An act to amend the Conservation Law, in relation to the taking of pheasants," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1725, Int. No. 725) entitled "An act to amend the Membership Corporations Law, in relation to

acquisition of lands by certain agricultural corporations, by condemnation," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1715, Int. No. 1229) entitled "An act to amend the Stock Corporation Law and the Tax Law, in relation to certain taxes on corporations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 2009, Rec. No. 536) entitled "An act to provide for a lease, with an option to purchase, of certain real property in the town of Cortland, Westchester county, for military and naval purposes, and making an appropriation therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Reischmann	Towner
Burlingame	Farrell	Lockwood	Schackno	Twomey
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Straus	49

FOR THE NEGATIVE

Robinson	Walker	2
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 988, Rec. No. 192) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for damages sustained, additional labor and material furnished and moneys expended, through the fault of the State, in connection with three separate contracts for construction work at Letchworth Village, Thiells, New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Tolbert
Burling	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				

6

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 811, Rec. No. 210) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the county of Chenango for reimbursement of moneys paid by such county for road construction alleged to have been chargeable to the State," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Tolbert
Burling	Farrell	Lockwood	Reischmann	Towner
Campbell	Fearon	Lowman	Robinson	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

45

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				

6

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1075, Rec. No. 367) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Charles Flynn against the State for personal injuries alleged to have been sustained by him on or about the fifteenth day of February, nineteen hundred and nineteen, in ejecting a certain woman from the Assembly chamber while in the employ of the State as an assistant doorkeeper of the Assembly and in the course of such employment, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	McGarry	Swift
Baumes	Draper	Karle	Martin	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris			

42

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan	Meyer	Simpson	Tolbert	

9

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1181, Rec. No. 434) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the Remsen and the West Canada Creek Telephone Company, a domestic corporation duly incorporated, organized and existing under and by virtue of the Transportation Corporations Law of the State of New York, against the State for damages caused by the alleged unlawful acts of the State of New York in the construction of a dam or reservoir across the West Canada creek, at the village of Hinckley, New York, for Barge canal purposes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry		

43

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Tolbert	Walker
Duggan	Schackno	Straus		

8

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1309, Rec. No. 444) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the Seneca river at and near Phoenix and Baldwinsville in the years nineteen hundred and twelve to nineteen hundred and twenty, inclusive," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Dunnigan	Knight	Pitcher	Towner
Burling	Farrell	Lockwood	Reischmann	Twomey
Campbell	Fearon	Lowman	Robinson	Walton
Carson	Ferris	Lusk	Seidel	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry		

43

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Tolbert	Walker	
Duggan	Schackno	Straus			8

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1607, Int. No. 1293) entitled "An act to amend the Education Law, in relation to apportionment of school moneys," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1007, Rec. No. 214) entitled "An act to amend the Election Law, in relation to the use of school houses or other public buildings as registration and polling places," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson

Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1902, Rec. No. 540) entitled "An act to amend the Election Law, in relation to dispensing with the appointment of canvassing inspectors in election districts where voting machines are used," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1808, Rec. No. 439) entitled "An act to amend the Highway Law, in relation to expenditures for side-walks," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1070, Rec. No. 364) entitled "An act to amend the Highway Law, in relation to the selection of a jury to determine the necessity of private roads, and the amount of all damages to be sustained by the opening thereof," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Kavanaugh	Mullan	Thayer
Bloomfield	Dunnigan	Knight	Pitcher	Thompson
Boylan	Farrell	Lockwood	Reischmann	Tolbert
Burling	Fearon	Lowman	Robinson	Towner
Campbell	Ferris	Lusk	Schackno	Twomey
Carson	Gibbs	McCue	Seidel	Walton
Cotillo	Harris	McGarry	Simpson	Whitley
Davenport	Hewitt	Martin	Smith	Wiswall
Downing				

46

FOR THE NEGATIVE

Burlingame	Duggan	Katlin	Straus	Walker	5
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1663, Rec. No. 438) entitled "An act to amend the Highway Law, in relation to repair of county line bridges in certain counties," was read the third time.

The President put the question whether the Senate would agree

to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1706, Rec. No. 324) entitled "An act to amend the Highway Law, in relation to fire extinguishers on omnibuses," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1042, Rec. No. 229) entitled "An act to amend the Ithaca city charter, in relation to powers and duties of the board of fire commissioners," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1140, Rec. No. 230) entitled "An act to amend the Ithaca city charter, in relation to collection of city taxes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1282, Rec. No. 282) entitled "An act

to amend the Ithaca city charter, in relation to the boundaries and civil divisions of such city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1602, Int. No. 1288) entitled "An act to amend the Judiciary Law, in relation to the appointment of stenographers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Reischmann	Towner
Burlingame	Farrell	Lockwood	Robinson	Twomey
Campbell	Fearon	Lowman	Seidel	Walton
Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry		

48

FOR THE NEGATIVE

Schackno	Straus	Walker
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3

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1605, Int. No. 1291) entitled "An act to authorize the exchange of certain real estate by the village of Johnson City and others for purposes of a village park," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Eurlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Luak	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1643, Int. No. 1319) entitled "An act to amend the Judiciary Law, in relation to payment of compensation of clerks of the justices of the Supreme Court, fifth judicial district, upon the death of the justice," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Straus
Baumes	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Katlin	Mullan	Thayer
Boylan	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert

Burlingame	Farrell	Lockwood	Robinson	Towner	
Campbell	Fearon	Lowman	Schackno	Twomey	
Carson	Ferris	Lusk	Seidel	Walton	
Cotillo	Gibbs	McCue	Simpson	Whitley	
Davenport	Harris	McGarry	Smith	Wiswall	50

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1894, Rec. No. 441) entitled "An act to locate in part the boundary lines between the counties of Kings and Queens," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1666, Rec. No. 447) entitled "An act to amend the Labor Law, in relation to application of day of rest to certain employees," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1728, Int. No. 1352) entitled "An act to provide for the submission of a proposition to the voters of the fire district number one of the town of Mamaroneck, New York, for the acquisition of a site, by private purchase or condemnation, and the construction of a new fire house in said fire district, and, if such proposition is adopted, authorizing the issue of not to exceed sixty-five thousand dollars of bonds to provide for the said acquisition of said site and the erection of said building," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1251, Int. No. 1063) entitled "An act

to amend the charter of the city of Mechanicville, in relation to the correction of a manifest error in reference to the date of the general municipal election," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1580, Int. No. 1272) entitled "An act authorizing the village of Middleville, Herkimer county, to accept gifts, grants and devises and to construct therewith a building for general village purposes and providing for the rental thereof and the disposition of such rental money," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker

Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 157, Rec. No. 289) entitled "An act authorizing the police commissioner of the city of New York to restore Stephen W. Furlong to the rank held by him in the police department prior to the twenty-ninth day of March, nineteen hundred and eleven," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	Lusk	Simpson
Baumes	Downing	Harris	McCue	Smith
Bloomfield	Draper	Hewitt	McGarry	Thompson
Boylan	Duell	Karle	Martin	Towner
Burlingame	Dunnigan	Kavanaugh	Pitcher	Twomey
Campbell	Farrell	Knight	Reischmann	Walton
Carson	Fearon	Lockwood	Robinson	Whitley
Cotillo	Ferris	Lowman	Seidel	Wiswall

40

FOR THE NEGATIVE

Burlingame	Meyer	Schackno	Swift	Tolbert
Duggan	Mullan	Straus	Thayer	Walker
Katlin				

11

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 963, Rec. No. 303) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which William G. Frank, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and nine, and to reinstate him in the position formerly held by him," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	Lusk	Smith	
Baumes	Downing	Harris	McCue	Thayer	
Bloomfield	Draper	Hewitt	McGarry	Thompson	
Boylan	Duell	Karle	Martin	Towner	
Burling	Dunnigan	Kavanaugh	Pitcher	Twomey	
Campbell	Farrell	Knight	Reischmann	Walton	
Carson	Fearon	Lockwood	Robinson	Whitley	
Cotillo	Ferris	Lowman	Seidel	Wiswall	40

FOR THE NEGATIVE

Burlingame	Meyer	Schackno	Straus	Tolbert	
Duggan	Mullan	Simpson	Swift	Walker	
Katlin					11

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 828, Rec. No. 316) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Christopher C. O'Brien, formerly a patrolman in the police department of the said city, was dismissed from said department, and to reinstate him in the position formerly held by him," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	Lusk	Smith	
Baumes	Downing	Harris	McCue	Thayer	
Bloomfield	Draper	Hewitt	McGarry	Thompson	
Boylan	Duell	Karle	Martin	Towner	
Burling	Dunnigan	Kavanaugh	Pitcher	Twomey	
Campbell	Farrell	Knight	Reischmann	Walton	
Carson	Fearon	Lockwood	Robinson	Whitley	
Cotillo	Ferris	Lowman	Seidel	Wiswall	40

FOR THE NEGATIVE

Burlingame	Meyer	Schackno	Straus	Tolbert
Duggan	Mullan	Simpson	Swift	Walker
Katlin				

11

Ordered. That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1743, Rec. No. 398) entitled "An act to provide for the reinstatement by the State Commissioner of Education of Lena M. Zipfel in the teaching staff of the public schools of the city of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Pitcher	Thayer
Bloomfield	Duggan	Kavanaugh	Reischmann	Thompson
Boylan	Dunnigan	Knight	Robinson	Tolbert
Burling	Farrell	Lockwood	Schackno	Towner
Campbell	Fearon	Lowman	Seidel	Twomey
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall
Downing	Hewitt	Martin		

48

FOR THE NEGATIVE

Burlingame	Mullan	Walker
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3

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1309, Int. No. 1111) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which James S. Grant, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and seventeen, and to reinstate him in the position formerly held by him," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	Lusk	Smith
Baumes	Downing	Harris	McCue	Thayer
Bloomfield	Draper	Hewitt	McGarry	Thompson
Boylan	Duell	Karle	Martin	Towner
Burling	Dunnigan	Kavanaugh	Pitcher	Twomey
Campbell	Farrell	Knight	Reischmann	Walton
Carson	Fearon	Lockwood	Robinson	Whitley
Cotillo	Ferris	Lowman	Seidel	Wiswall

40

FOR THE NEGATIVE

Burlingame	Meyer	Schackno	Straus	Tolbert
Duggan	Mullan	Simpson	Swift	Walker
Katlin				

11

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1266, Rec. No. 405) entitled "An act to authorize and empower the police commissioner of the city of New York to relieve from service Cornelius B. Doherty, as a member of the police force, for permanent disabilities received in the performance of his duties while a member of such force, and to award him an annual pension during his lifetime of a sum not to exceed three-fourths of the full compensation at the time of retirement, to be paid from the pension fund of such force," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	McCue	Smith
Baumes	Draper	Hewitt	McGarry	Swift
Bloomfield	Duell	Karle	Martin	Thayer
Boylan	Duggan	Katlin	Meyer	Thompson
Burling	Dunnigan	Kavanaugh	Mullan	Towner

Campbell	Farrell	Knight	Pitcher	Twomey	
Carson	Fearon	Lockwood	Reischmann	Walton	
Cotillo	Ferris	Lowman	Robinson	Whitley	
Davenport	Gibbs	Lusk	Seidel	Wiswall	45

FOR THE NEGATIVE

Burlingame	Simpson	Straus	Tolbert	Walker	6
Schackno					

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1065, Rec. No. 494) entitled "An act providing for the grading and paving of Rockaway road from the conduit in the city of New York, borough of Queens, to Hook creek at the Nassau county line, and providing for defraying the cost of such improvement," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift	
Baumes	Draper	Karle	Meyer	Thayer	
Bloomfield	Duell	Katlin	Mullan	Thompson	
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert	
Burlingame	Dunnigan	Knight	Reischmann	Towner	
Burlingame	Farrell	Lockwood	Robinson	Twomey	
Campbell	Fearon	Lowman	Schackno	Walton	
Carson	Ferris	Lusk	Seidel	Whitley	
Cotillo	Gibbs	McCue	Simpson	Wiswall	
Davenport	Harris	McGarry	Smith		49

FOR THE NEGATIVE

Straus	Walker	2
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 955, Rec. No. 298) entitled "An act to amend the Greater New York charter, in relation to the reinstatement of probationary policemen or firemen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	McCue	Swift
Baumes	Draper	Hewitt	McGarry	Thayer
Bloomfield	Duell	Karle	Martin	Thompson
Boylan	Dunnigan	Kavanaugh	Pitcher	Towner
Burling	Farrell	Knight	Reischmann	Twomey
Campbell	Farson	Lockwood	Robinson	Walton
Carson	Ferris	Lowman	Seidel	Whitley
Cotillo	Gibbs	Lusk	Smith	Wiswall
Davenport				

41

FOR THE NEGATIVE

Burlingame	Katlin	Mullan	Simpson	Tolbert
Duggan	Meyer	Schackno	Straus	Walker

10

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 393, Rec. No. 285) entitled "An act to amend the Greater New York charter, in relation to the reinstatement of policemen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	McCue	Swift
Baumes	Draper	Hewitt	McGarry	Thayer
Bloomfield	Duell	Karle	Martin	Thompson
Boylan	Dunnigan	Kavanaugh	Pitcher	Towner
Burling	Farrell	Knight	Reischmann	Twomey
Campbell	Farson	Lockwood	Robinson	Walton
Carson	Ferris	Lowman	Seidel	Whitley
Cotillo	Gibbs	Lusk	Smith	Wiswall
Davenport				

41

FOR THE NEGATIVE

Burlingame	Katlin	Mullan	Simpson	Tolbert
Duggan	Meyer	Schackno	Straus	Walker

10

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1729, Int. No. 1353) entitled "An act to amend the Greater New York charter, in relation to corporation newspapers in the borough of Brooklyn," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Kavanaugh	Mullan	Thompson
Boylan	Duggan	Knight	Pitcher	Tolbert
Burling	Dunnigan	Lockwood	Reischmann	Towner
Burlingame	Farrell	Lowman	Robinson	Twomey
Campbell	Fearon	Lusk	Seidel	Walton
Carson	Ferris	McCue	Simpson	Whitley
Cotillo	Gibbs	McGarry	Smith	Wiswall
Javenport	Harris			

47

FOR THE NEGATIVE

Katlin	Schackno	Straus	Walker
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4

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1673, Rec. No. 304) entitled "An act to amend the Greater New York charter, in relation to the compensation of secretary and treasurer of the trustees of the exempt firemen's benevolent fund of the borough of Queens," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson

Boylan	Dunnigan	Knight	Reischmann.	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1639, Rec. No. 379) entitled "An act to amend the Penal Law, in relation to buying or receiving stolen or wrongfully acquired property," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1628, Rec. No. 321) entitled "An act to amend the Penal Law, in relation to untrue and misleading advertisements," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 171, Rec. No. 372) entitled "An act to amend the Penal Law, in relation to depositing or leaving papers or refuse on highways and destroying or removing receptacles therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Mr. Robinson moved to reconsider the vote by which the Assembly bill (Printed No. 171, Rec. No. 372) entitled "An act to amend the Penal Law, in relation to depositing or leaving papers or refuse on highways and destroying or removing receptacles therefor," was passed.

The President put the question whether the Senate would agree to said motion, and it was decided in the negative, as follows:

FOR THE AFFIRMATIVE

Davenport	Gibbs	Lockwood	Robinson	Tolbert	
Fearon	Kavanaugh	Pitcher	Thayer		9

FOR THE NEGATIVE

Baumes	Draper	Ferris	Thompson	Walton	
Carson	Duell	Mullan	Towner	Wiswall	
Cotillo					11

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1482, Int. No. 1217) entitled "An act to amend the Public Buildings Law, in relation to the board of trustees of the New York State Soldiers' and Sailors' Home," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift	
Baumes	Duell	Katlin	Mullan	Thayer	
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson	
Boylan	Dunnigan	Knight	Reischmann	Tolbert	
Burling	Farrell	Lockwood	Robinson	Towner	
Burlingame	Fearon	Lowman	Schackno	Twomey	
Campbell	Ferris	Lusk	Seidel	Walker	
Carson	Gibbs	McCue	Simpson	Walton	
Cotillo	Harris	McGarry	Smith	Whitley	
Davenport	Hewitt	Martin	Straus	Wiswall	
Downing					51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1571, Int. No. 1263) entitled "An act to amend the Railroad Law, in relation to paving and repair of streets," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duell	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Schackno	Twomey
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McGarry	Simpson	Whitley
Davenport	Harris	Martin	Smith	Wiswall

45

FOR THE NEGATIVE

Burlingame	Katlin	McCue	Straus	Walker
Duggan				

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1830, Rec. No. 443) entitled "An act providing for the creation of the commission and the payment of the bonus provided for in chapter eight hundred and seventy-two of the Laws of nineteen hundred and twenty," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1636, Int. No. 1312) entitled "An act to incorporate the State Veterans Relief Fund, for the amelioration of the condition of disabled residents of this State who were in the military or naval service of the United States during the World War, and their dependents," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1764, Rec. No. 409) entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the publication of the common council proceedings," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert

Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 664, Rec. No. 436) entitled "An act to amend the Tax Law, in relation to deductions allowed from gross personal income," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1606, Rec. No. 486) entitled "An act to amend the Tax Law, in relation to cancellation of tax sales," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Dueil	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1622, Rec. No. 397) entitled "An act to amend the Tax Law, in relation to the use of real property exempt from taxation for registration and polling places," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Dueil	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1692, Rec. No. 344) entitled "An act to amend the Tax Law, in relation to effect of nonpayment of part mortgage tax where mortgage was filed and a lesser sum paid in good faith," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1198, Rec. No. 351) entitled "An act to authorize the local assessment of certain Barge canal and terminal lands of the State in the city of Tonawanda for the benefit thereto from the paving of East Niagara street in such city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1672, Rec. No. 418) entitled "An act to amend the Tonawanda city charter, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Furling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitlev
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1636, Rec. No. 380) entitled "An act to amend the Town Law, in relation to the drainage of agricultural lands," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey

Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1814, Rec. No. 415) entitled "An act to amend the Town Law, in relation to the retirement of policemen in towns of certain counties adjoining cities of the first class," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Trayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1403, Rec. No. 366) entitled "An act authorizing the city of Utica to change the course of Sylvan Glen creek, and of Beckwith creek, in the town of New Hartford and the city of Utica, to acquire property therefor, and make and maintain improvements in such city and town, and to issue bonds to pay therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1672, Rec. No. 418) entitled "An act to amend the Tonawanda city charter, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Furling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1636, Rec. No. 380) entitled "An act to amend the Town Law, in relation to the drainage of agricultural lands," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey

Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1814, Rec. No. 415) entitled "An act to amend the Town Law, in relation to the retirement of policemen in towns of certain counties adjoining cities of the first class," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Trayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1403, Rec. No. 366) entitled "An act authorizing the city of Utica to change the course of Sylvan Glen creek, and of Beckwith creek, in the town of New Hartford and the city of Utica, to acquire property therefor, and make and maintain improvements in such city and town, and to issue bonds to pay therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1593, Rec. No. 389) entitled "An act to amend the Village Law, in relation to the powers of boards of trustees to establish building lines and to regulate the character and location of buildings constructed within a village," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1418, Int. No. 1170) entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and sixteen, entitled 'An act to create the office of commissioner of charities and corrections in the county of Westchester, and to describe the powers and duties of such office,' generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1611, Int. No. 1297) entitled "An act creating a commission to prepare a preliminary plan and report, including estimates, for the combination, improvement and extension of existing rapid transit railroads, street surface railroads, and stage and omnibus lines and any railroad used for local service, operating between a point or points within the city of New York and a point or points within the county of Westchester, and for connecting railroads whose lines stop at or near the boundary line between the city of New York and the county of Westchester, and for otherwise improving, by new construction or otherwise, the transportation facilities between the city of New York and the county of Westchester, and other transportation facilities in such county, and authorizing appropriations by the county of Westchester toward the expense of such commission," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1684, Rec. No. 348) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to the division of the city of Yonkers into wards," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1791, Rec. No. 424) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Dunnigan moved that the committee on public service be discharged from the consideration of Assembly bill (No. 460, Rec. No. 132) entitled "An act to amend the Railroad Law, in relation to construction of street surface railroads in Pelham Bay park in the city of New York."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Dunnigan, and by unanimous consent, said bill was substituted for Senate bill (No. 678, Int. No. 620), now on the order of third reading.

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferrie	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly returned the Senate bill (No. 1359, Int. No. 673) entitled "An act to amend the Insurance Law, in relation to mutual employers' liability and workmen's compensation insurance corporations."

Also, Senate bill (No. 1083, Int. No. 938) entitled "An act in relation to the sale of certain unused burial lots in cemeteries in the town of Moravia, county of Cayuga."

Also, Senate bill (No. 1490, Int. No. 1225) entitled "An act to authorize the county of Cayuga to pay certain moneys to certain towns therein, which moneys were recovered by such county from the State upon accounts of such towns, in relation to highway construction."

Also, Senate bill (No. 1257, Int. No. 1069) entitled "An act to legalize and validate the acts and proceedings of the village of Waterford, its voters, officers and agents in relation to paving portions of Third street and Sixth street, in said village, and to authorize the issuance and sale of bonds of said village for the village share of the cost of such paving."

Also, Senate bill (No. 753, Int. No. 681) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit

and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the canalized Mohawk river, at and near Schenectady, by reason of the alleged construction and maintenance of the Vischer's Ferry dam, and to render judgment therefor."

Also, Senate bill (No. 754, Int. No. 682) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of certain persons against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor."

Also, Senate bill (No. 1132, Int. No. 982) entitled "An act authorizing and directing the supervisor of the town of Duanesburgh, Schenectady county, to pay over to the treasurer of the village of Delanson certain moneys collected in such village on account of highway taxes of such town."

Also, Senate bill (No. 1578, Int. No. 1270) entitled "An act to amend chapter four hundred and ninety-nine of the Laws of nineteen hundred and eleven, entitled 'An act to revise, amend and consolidate the charter of the village of Le Roy,' in relation to the adoption of a building code by the trustees."

Also, Senate bill (No. 1599, Int. No. 1285) entitled "An act to revise and extend the corporate existence of the Baker Gun and Forging Company."

Also, Senate bill (No. 1260, Int. No. 1072) entitled "An act to legalize, ratify and confirm the acts and proceedings of the village of Lima, Livingston county, in relation to the issuance and sale of bonds for the construction of a water main, and to provide for the issuance, sale and payment of such bonds."

Also, Senate bill (No. 1243, Int. No. 1054) entitled "An act to amend the Highway Law, in relation to the removal of town superintendent."

Also, Senate bill (No. 1440, Int. No. 748) entitled "An act to amend the Surrogate Court Act, in relation to providing for the filing of contingent claims."

Also, Senate bill (No. 826, Int. No. 749) entitled "An act to amend the Penal Law, in relation to larceny."

Also, Senate bill (No. 1108, Int. No. 964) entitled "An act to

incorporate the Young Men's Christian Association Retirement Fund, for the benefit of employed officers of the Young Men's Christian Association after their retirement from active service."

Also, Senate bill (No. 1042, Int. No. 917) entitled "An act to authorize the Bible House in Constantinople to convey and transfer its assets to the American Board of Commissioners for Foreign Missions."

Also, Senate bill (No. 853, Int. No. 769) entitled "An act to confer jurisdiction of a certain claim of the Industrial Distilling Company upon the Court of Claims notwithstanding the failure to file a notice of intention."

Also, Senate bill (No. 1428, Int. No. 1180) entitled "An act to amend the Education Law, in relation to the retirement of public school teachers who have taught for a period of sixty years."

Also, Senate bill (No. 827, Int. No. 750) entitled "An act to amend chapter five hundred and sixty-four of the Laws of nineteen hundred and two, entitled 'An act in relation to jurors, and to the appointment and duties of a commissioner of jurors in the county of Kings.'"

Also, Senate bill (No. 1039, Int. No. 914) entitled "An act to amend the Prison Law, in relation to jail liberties in the county of Westchester."

Also, Senate bill (No. 1038, Int. No. 913) entitled "An act to repeal chapter four hundred and fifteen of the Laws of nineteen hundred and seventeen, entitled 'An act to provide for the publication by the board of supervisors of Westchester of certain official notices in said county,' relating to the publication of quarterly condensed statements of money disbursed by the county treasurer."

Also, Senate bill (No. 955, Int. No. 852) entitled "An act to incorporate the Masonic Guild of Port Chester."

Also, Senate bill (No. 1135, Int. No. 985) entitled "An act to amend the Code of Civil Procedure, in relation to the fees of the county clerk of Westchester county."

Also, Senate bill (No. 401, Int. No. 381) entitled "An act to amend the Penal Law, in relation to traffic on Sunday."

Also, Senate bill (No. 1348, Int. No. 1131) entitled "An act

to legalize the acts and proceedings of the village of Wilson in paving certain portions of the principal business street, known as Young street, between McChesney and Seneca streets, in said village, consisting of two strips of paving, each thirteen feet in width, together with curbing, in the year nineteen hundred and fifteen, and to legalize, authorize and direct the payment of a certain certificate of indebtedness in the sum of four hundred and eighty-six dollars and twenty-two cents, dated December eighteenth, nineteen hundred and fifteen, payable with interest one year after the date thereof, issued by said village and delivered to Wilson Lumber Company, Incorporated, in payment of cement furnished by it and used in the construction of said pavement and curbing; said acts and proceedings, and the issuance of said certificate having been held irregular, illegal and invalid, also authorizing and directing the trustees of the village of Wilson to pay the said Wilson Lumber Company, Incorporated, the amount of said certificate, together with interest, and in case of the refusal of the said trustees to pay the said certificate of indebtedness, to authorize the maintenance of an action or proceeding thereon."

Also, Senate bill (No. 1187, Int. No. 1020) entitled "An act to amend the Conservation Law, in relation to the season for taking frogs."

Also, Senate bill (No. 1381, Int. No. 1148) entitled "An act to amend section forty-eight of the Transportation Corporations Law, being chapter two hundred and nineteen of the Laws of nineteen hundred and nine, by rendering canal lands abandoned pursuant to the provisions of article four of the Public Lands Law exempt from condemnation by pipe line corporations until such lands have been sold and conveyed in the manner provided by the Public Lands Law."

Also, Senate bill (No. 1129, Int. No. 979) entitled "An act to amend section one hundred and forty of the Public Lands Law, being chapter fifty of the Laws of nineteen hundred and nine, as amended by chapter one hundred and sixty-seven of the Laws of nineteen hundred and thirteen, by rendering canal lands abandoned pursuant to the provisions of article four of the Public Lands Law exempt from condemnation by railroad corporations

until such lands have been sold and conveyed in the manner provided by the Public Lands Law."

Also, Senate bill (No. 919, Int. No. 818) entitled "An act to amend section fifty-four of the Public Lands Law, being chapter fifty of the Laws of nineteen hundred and nine, as amended by chapter eight hundred and ten of the Laws of nineteen hundred and twenty, to authorize the Commissioners of the Land Office to convey to railroad corporations those parts or portions of abandoned canal lands which are crossed by railroad bridges maintained by railroad corporations, and giving such railroad corporations a preferential right to acquire title thereto."

Also, Senate bill (No. 1116, Int. No. 548) entitled "An act to amend the Tax Law, in relation to disposition of revenues collected from tax on manufacturing and mercantile corporations."

Also, Senate bill (No. 389, Int. No. 369) entitled "An act to amend chapter four hundred and fifteen of the Laws of nineteen hundred and thirteen, entitled 'An act to establish a State Commission for improving the condition of the blind in the State of New York, and making an appropriation therefor,' in relation to the powers of the New York State Commission for the Blind."

Also, Senate bill (No. 1376, Int. No. 1145) entitled "An act to amend the Surrogate Court Act, in relation to deputy clerk of surrogate's court in Cayuga county."

Also, Senate bill (No. 1176, Int. No. 50) entitled "An act to amend the Membership Corporations Law, in relation to the certificate of a change in the number of directors and the holding of annual meetings without the State."

Also, Senate bill (No. 1552, Int. No. 1242) entitled "An act to repeal subdivision eight of section ninety-eight of the Decedent Estate Law, relating to the distribution of personal property."

Also, Senate bill (No. 765, Int. No. 693) entitled "An act to amend the Insurance Law, in relation to life, health and casualty insurance corporations."

Also, Senate bill (No. 1405, Int. No. 995) entitled "An act to amend the Education Law, in relation to apportionment to contracting district."

Also, Senate bill (No. 892, Int. No. 723) entitled "An act to amend the Executive Law, in relation to the publication of notices."

Also, Senate bill (No. 1288, Int. No. 1090) entitled "An act to grant the village of Penn Yan all the interest of the people of the State of New York in certain lands in the towns of Milo and Jerusalem, Yates county, along or near Lake Keuka, for the purpose of a public park, to provide for abatement by the village of all nuisances, the payment of claims, and for acquiring interests of abutting owners."

Also, Senate bill (No. 1375, Int. No. 1144) entitled "An act to amend the Code of Civil Procedure, in relation to deputy clerk of surrogate's court in Cayuga county."

Also, Senate bill (No. 200, Int. No. 196) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Norfolk, Saint Lawrence county, against the State for reimbursement of money, erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways, to apply upon a certain highway contract."

Also, Senate bill (No. 922, Int. No. 822) entitled "An act to amend the General Corporation Law, in relation to the publication of incorporations."

Also, Senate bill (No. 1336, Int. No. 1119) entitled "An act to amend the Penal Law, in relation to advertisements upon danger signals in the public highways."

Also, Senate bill (No. 1393, Int. No. 1160) entitled "An act to amend the Tax Law, in relation to reassessment of mapped lots illegally assessed."

Also, Senate bill (No. 1534, Int. No. 1042) entitled "An act to amend the Insurance Law, in relation to the standard provisions for life policies."

Also, Senate bill (No. 1115, Int. No. 827) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claims of Louise L. Groess and George E. Groess against the State for damages alleged to have been sustained by them on July nineteenth, nineteen hundred and nineteen, growing out of personal injuries received by Louise L. Groess while sitting on a public bench, located in grounds surrounding the State School for the Blind, located at Batavia, New York, by reason of the breaking of a large decayed limb from a tree, located therein, and to render judgment therefor."

Also, Senate bill (No. 1450, Int. No. 494) entitled "An act to amend the Town Law, in relation to the filling of vacancies in the office of assessor."

Also, Senate bill (No. 529, Int. No. 486) entitled "An act to amend the Judiciary Law, in relation to the expense of preliminary investigations in disbarment proceedings."

Also, Senate bill (No. 306, Int. No. 296) entitled "An act to amend the Decedent Estate Law, in relation to the recording of wills probated outside the State."

Also, Senate bill (No. 209, Int. No. 202) entitled "An act to amend the Penal Law, in relation to licenses to have, possess or carry a pistol or revolver."

Also, Senate bill (No. 202, Int. No. 198) entitled "An act to amend the Judiciary Law, in relation to compensation of stenographers and confidential clerks appointed by justices of the Appellate Division of the third and fourth departments."

Also, Senate bill (No. 493, Int. No. 459) entitled "An act to amend the Penal Law, in relation to discrimination in leasing apartments."

Also, Senate bill (No. 1092, Int. No. 947) entitled "An act to amend chapter six hundred and sixteen of the Laws of nineteen hundred and thirteen, entitled 'An act providing for the grant and conveyance by the Commissioners of the Land Office of lands under water to the owners of the adjacent uplands in the sea wall and Hamburg turnpike contracts, and establishing the boundaries of such lands,' in relation to authorizing and empowering the Commissioners of the Land Office to release, grant and convey without advertisement and without conditions to said owners or their assigns any right, title and interest which the people of the State of New York has or may hereafter claim in and to the lands easterly of and extending to said westerly boundary line of said uplands as herein fixed."

Also, Senate bill (No. 120, Int. No. 118) entitled "An act to amend the Justice Court Act, generally."

Also, Senate bill (No. 122, Int. No. 120) entitled "An act to amend the Surrogate Court Act, generally," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bills to the Governor.

The Assembly returned the Senate concurrent resolution (No. 496, Int. No. 222) entitled as follows:

Concurrent resolution of the Senate and Assembly proposing an amendment to sections twenty-six and twenty-seven of article three of the constitution to enable the Legislature to provide forms of government for the counties of Westchester and Nassau.

Section 1. Resolved (if the Assembly concur), That sections twenty-six and twenty-seven of article three of the constitution be amended to read as follows:

§ 26. There shall be in each county, except in a county wholly included in a city, a board of supervisors, to be composed of such members and elected in such manner and for such period as is or may be provided by law. The Legislature may provide by law for forms of government for the counties of Westchester and Nassau, or either, subject to adoption and approval by the electors of any such county at a general election in an odd-numbered year. Any such form of government may include the transfer to the county or to county officers of any functions now exercised by towns or town officers. The law providing for such form of government shall also prescribe the manner in which the county affected may subsequently abandon it, and revert to its former form of government. The adoption of such form of government by the county shall not preclude the Legislature from amending or modifying such plan. If under such form of government the board of supervisors be abolished, the powers and duties of the board of supervisors, as prescribed by the constitution or by statute if not provided for by such form of government, shall devolve upon the governing elective body of such county. In a city which includes an entire county, or two or more entire counties, the powers and duties of a board of supervisors may be devolved upon the municipal assembly, common council, board of aldermen or other legislative body of the city.

§ 27. The Legislature shall, by general laws, confer upon the boards of supervisors, or other governing elective bodies, of the several counties of the State such further powers of local legislation and administration as the Legislature may, from time to time, deem expedient. In counties which now have, or hereafter have, county auditors or other fiscal officers, authorized to audit bills, accounts, charges, claims or demands against the county, the Legislature may confer such powers upon such auditors, or fiscal officers, as the Legislature may, from time to time, deem expedient.

§ 2. Resolved (if the Assembly concur), That the foregoing amendment be submitted to the people for approval at the general

election to be held in the year nineteen hundred and twenty-one, in accordance with the provisions of the Election Law.

with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said concurrent resolution to the Secretary of State.

The Assembly returned the Senate concurrent resolution (No. 1603, Int. No. 1289) entitled as follows:

Concurrent resolution of the Senate and Assembly proposing an amendment to section six of article three of the constitution, in relation to compensation of members of the Legislature.

Section 1. Resolved (if the Assembly concur), That section six of article three of the constitution be amended to read as follows:

§ 6. Each member of the Legislature shall receive for his services an annual salary of three thousand dollars. The members of either house shall also receive the sum of one dollar for every ten miles they shall travel in going to and returning from their place of meeting, once in each session, on the most usual route. Senators, when the senate alone is convened in extraordinary session, or when serving as members of the court for the trial of impeachments, and such members of the assembly, not exceeding nine in number, as shall be appointed managers of an impeachment, shall receive an additional allowance of ten dollars a day.

§ 2. Resolved (if the Assembly concur), That the foregoing amendment be submitted to the people at the general election to be held in the year nineteen hundred and twenty-one, in accordance with the provisions of the Election Law.

with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said concurrent resolution to the Secretary of State.

The Assembly returned the Senate bill (No. 1313, Int. No. 1115) entitled "An act conferring jurisdiction on the police commissioner of the city of New York to increase the pension paid Irma Horton, the widow of Floyd Horton, formerly a lieutenant in the police department of such city," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the

city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1286, Int. No. 1088) entitled "An act to amend the charter of the city of Batavia, as enacted by the Legislature in the year nineteen hundred and twenty-one, in relation to repealing, with saving clause, the former charter, being chapter three hundred and fifty-four of the Laws of nineteen hundred and fourteen, entitled 'An act to incorporate the city of Batavia,' as amended," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Batavia for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1084, Int. No. 939) entitled "An act to authorize the city of Elmira to issue its bonds for the construction of a new public library building in the city of Elmira," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Elmira for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1085, Int. No. 940) entitled "An act to amend chapter four hundred and seventy-seven of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Elmira,' in relation to the fees for stenographic work of the clerk of the recorder's court," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Elmira for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1282, Int. No. 1085) entitled "An act to amend the Greater New York charter, in relation to the powers of the retirement board in the board of education," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 938, Int. No. 835) entitled "An act to amend section nineteen hundred and ninety-five of chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to fees of auctioneers on sale of real estate," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1133, Int. No. 983) entitled "An act to authorize the city of Mount Vernon to issue bonds for the purpose of providing for the expense of the widening and improvement of Prospect avenue, from North Third avenue to Park avenue, in said city," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Mount Vernon for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1498, Int. No. 1049) entitled "An act to amend the Greater New York charter, in relation to compensation of officers and members of the police force," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1453, Int. No. 1086) entitled "An act to amend the Greater New York charter, in relation to grades, ranks and salaries of officers and members of the uniformed force of the fire department of such city," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1166, Int. No. 1011) entitled "An act to provide for a department of assessment

and taxation in and for the city of Yonkers," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Yonkers for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1518, Int. No. 1238) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Michael La Grua, formerly a member of such force, who resigned from such position in the year nineteen hundred and nineteen," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1436, Int. No. 883) entitled "An act to amend the Greater New York charter, in relation to retirement from active service of officers, clerks and employees," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1155, Int. No. 1000) entitled "An act to amend the Greater New York charter, in relation to retirement from active service of officers, clerks and employees," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 905, Int. No. 804) entitled "An act to authorize the Exempt Volunteer Firemen's Association, Incorporated, of the city of Troy, New York, to collect the two per centum tax on the business of foreign fire insurance companies, or their agents, in the city of Troy, and providing for its disposition," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the

city of Troy for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1099, Int. No. 954) entitled "An act to legalize the acts of the electors of school district number seven, composed of the whole of the city of Hornell and a part of the town of Hornellsville, Steuben county, and the acts of the board of education of such district, in the purchase of property, the levy and collection of taxes, and proceedings had and taken by such board of education in the administration of such district," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Hornell for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 701, Int. No. 634) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the real estate of Saint Mary's church, a religious corporation, in the borough of Bronx, city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 906, Int. No. 805) entitled "An act to repeal chapter one hundred and ninety-three of the Laws of eighteen hundred and eighty, entitled 'An act to incorporate the board of trustees of the fire department of the city of Troy,'" with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Troy for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1034, Int. No. 909) entitled "An act to authorize the city of Middletown to borrow money and issue bonds for street improvements," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the

city of Middletown for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 939, Int. No. 836) entitled "An act to amend the Greater New York charter, in relation to matrons in the department of correction," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 763, Int. No. 691) entitled "An act to amend the charter of the city of White Plains, generally," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of White Plains for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1454, Int. No. 841) entitled "An act to amend the charter of the city of Hornell, in relation to the establishment, maintenance and disbursement of pension funds for policemen and firemen," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Hornell for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 649, Int. No. 591) entitled "An act to validate the charter, confirm the rights of members, and legalize the acts of Van Nest hose companies numbers one and two of the Van Nest fire department, in the county of Bronx," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 652, Int. No. 594) entitled "An act to authorize the laying out of a highway over lands owned by the city of New York in the counties of Kings, Queens and Nassau; to establish and provide for the construction and improvement thereof as a county highway, and au-

thorizing an appropriation therefor," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Senate bill (No. 907, Int. No. 806) entitled "An act to amend the Niagara Falls charter, in relation to the collection of taxes and assessments and enforcement thereof by sale of real estate," was returned by the mayor of the city of Niagara Falls with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor and local legislative body have duly accepted the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate bill (No. 450, Int. No. 418) entitled "An act to amend the Greater New York charter, in relation to power of the comptroller to settle arrears of taxes," was returned by the mayor of the city of New York with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor has not accepted the same.

Mr. Smith moved that said bill be laid upon the table.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President presented the report of New York State Boxing Commission and License Committee, which was laid upon the table and ordered printed.

(See Document.)

Mr. Lusk moved that all further proceedings under the call of the Senate be suspended.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lusk moved that the Senate do now adjourn.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Whereupon, the Senate adjourned.

FRIDAY, APRIL 15, 1921

The Senate met pursuant to adjournment.

Prayer by Mr. Downing.

The journal of yesterday was read and approved.

Mr. Lusk moved a call of the Senate.

The President put the question whether the Senate would agree to said motion and it was decided in the affirmative.

By direction of the President the Clerk called the roll, when the following Senators responded:

Ames	Draper	Hewitt	McCue	Straus
Bloomfield	Duggan	Karle	McGarry	Swift
Boylan	Dunnigan	Katlin	Martin	Thayer
Burling	Farrell	Kavanaugh	Meyer	Thompson
Burlingame	Fearon	Knight	Pitcher	Tolbert
Campbell	Ferris	Lowman	Robinson	Towner
Carson	Gibbs	Lusk	Simpson	Walton
Downing	Harris			

The Clerk furnished a list of the absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the Senate with Messrs. Walker, Seidel, Wiswall, Reischmann, Duell, Smith, Lockwood, Mullan, Davenport, Schackno, Twomey and Baumes, each of whom was excused.

Mr. Lusk moved that further proceedings be continued, with the call pending.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Hewitt introduced a bill (Int. No. 1434) entitled "An act making an appropriation for the employment of a traffic expert in the department of farms and markets," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

The Assembly sent for concurrence the bill (No. 1829, Rec. No. 543) entitled "An act to amend the Agricultural Law, in relation to manufacture and sale of milk products," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on agriculture.

The Assembly returned the Assembly concurrent resolution by Mr. Adler relative to the final adjournment of the Legislature, with a message that they have concurred in the Senate amendment thereto.

Ordered, That the Clerk return said resolution to the Assembly.

The Assembly returned the concurrent resolution by Mr. Lusk relative to majority and minority leaders becoming ex-officio members of all joint committees of the Legislature, with a message that they have concurred in the passage of the same.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Hewitt (No. 1808, Int. No. 1406) entitled "An act to appropriate the miscellaneous receipts for the purpose of furnishing proper terminals and facilities for Barge canal traffic under chapter seven hundred and forty-six of the Laws of nineteen hundred and eleven, and acts amendatory thereof and supplementary thereto," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Walton (No. 1735, Int. No. 1359) entitled "An act to amend the General Business Law, in relation to the sale of tickets of admission to theatres and places of amusement," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Martin (No. 1932, Rec. No. 487) entitled "An act to amend the General Business Law, in relation to fraudulent practices in respect of stocks, bonds and other securities," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Blakely (No. 1723, Rec. No. 456) entitled "An act to amend the Second Class Cities Law, in relation to duties of corporation counsel in bastardy proceedings," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which

was referred the Assembly bill introduced by Mr. Flynn (No. 1141, Rec. No. 296) entitled "An act to amend the General City Law, in relation to fees to be charged in the city of New York for plates or signs for licensed plumbers," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Mr. Betts (No. 1691, Rec. No. 420) entitled "An act to amend the Membership Corporations Law, in relation to imposing an annual tax on the gross receipts of persons and corporations conducting racing meetings within the State," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Duke (No. 1482, Rec. No. 464) entitled "An act to amend chapter nine hundred and twenty-two of the Laws of nineteen hundred and twenty, entitled 'An act in relation to the Court of Claims and the jurisdiction, practice and procedure therein,' in relation to the laws repealed thereby," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Mastick (No. 1478, Rec. No. 258) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of George J. Vail against the State for damages to and loss of use of an automobile stolen by George Stivers and Marcus Bassett, inmates of Sing Sing prison, while such inmates were in the act of escaping from such prison, and to render judgment therefor," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was

referred the Assembly bill introduced by Mr. Stitt (No. 608, Rec. No. 347) entitled "An act to amend chapter one hundred and seventy-eight of the Laws of nineteen hundred and nineteen, entitled 'An act to provide for the acquisition of lands and the construction of a tunnel or tunnels jointly with the State of New Jersey, for vehicular and pedestrian traffic under the Hudson river and between the States of New York and New Jersey, and making an appropriation therefor,' in relation to the organization of the commission and the conduct of its legal business," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Bloch (No. 740, Rec. No. 149) entitled "An act to amend the Greater New York charter, in relation to sheds upon wharf property," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Dunnigan (No. 1792, Int. No. 1404) entitled "An act to amend the Greater New York charter, in relation to the salary and pension rights of police lieutenants assigned to the detective bureau or division in the police department of such city," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Moran (No. 1168, Rec. No. 133) entitled "An act to amend the Real Property Law and the Personal Property Law, in relation to the methods, grants and devises for educational purposes," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Robinson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Dickstein (No.

1911, Rec. No. 527) entitled "An act to amend the Tenement House Law, in relation to registration of name of agent of a tenement house and the definition of vagrancy," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the resolution introduced by Mr. Straus, relative to the appointment of a legislative committee to study question of indemnity bonds of liability insurance or compensation insurance as a prerequisite to registration of automobiles, reported the same amended to read as follows:

Whereas, Several bills are now pending before the Legislature intended to compel owners and operators of automobiles to provide indemnity bonds or liability insurance or compensation insurance as a prerequisite to registration; and

Whereas, There is wide divergence of opinion as to the comparative merit and feasibility of these several bills; and

Whereas, The subject of automobile accident insurance is one of increasing importance to the users of our streets and roads; and

Whereas, It is desired to enact at the next session a law which will be best calculated to attain the end of making travel on our highways more safe and assuring sufficient financial responsibility on the part of owners and operators of automobiles so that victims of accidents will have due and adequate recourse; therefore, be it

Resolved (if the Assembly concur), That a legislative committee be appointed to consist of two members of the Senate, to be appointed by the Temporary President, and three members of the Assembly, to be appointed by the Speaker of the Assembly, and that such committee be authorized and empowered: To investigate motor vehicle legislation that has been proposed and enacted in this and other States of the Union; to determine as far as possible the success that has attended the various types of legislation in the direction of reducing the number of accidents and increasing the public safety; to conduct such investigations as are necessary to enable it to arrive at an agreement on the best form of such legislation; to prepare a report for presentation to the Legislature of nineteen hundred and twenty-two embodying its recommendations.

Be it further Resolved, That such committee is authorized to hold public hearings in such cities of the State as such committee may deem advisable, and to conduct such examinations as are necessary for carrying out the purpose of this resolution.

Be it further Resolved, That the expenses of such committee, not to exceed five thousand dollars, be paid out of the contingent fund of the Legislature on vouchers certified by the chairman of the committee, and approved by the Temporary President of the Senate and the Speaker of the Assembly.

The President put the question whether the Senate would agree to said resolution as amended, and it was determined in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said resolution to the Assembly, and request their concurrence therein.

The Senate bill (No. 1670, Int. No. 825) entitled "An act to amend the Agricultural Law, in relation to manufacture and sale of milk products," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Hewitt	Meyer	Straus
Bloomfield	Draper	Kavanaugh	Pitcher	Swift
Boylan	Duell	Knight	Reischmann	Tolbert
Burling	Duggan	Lockwood	Robinson	Towner
Burlingame	Dunnigan	Lowman	Seidel	Walton
Campbell	Farrell	Lusk	Simpson	Whitley
Carson	Fearon	McCue	Smith	Wiswall
Cotillo	Ferris	McGarry		

FOR THE NEGATIVE

Downing	Harris	Katlin	Mullan	Thompson
Gibbs	Karle	Martin	Thayer	Walker

10

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1956, Rec. No. 463) entitled "An act making an appropriation to refund to the estate of John Carow moneys erroneously paid into the State treasury as an inheritance tax," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, two-thirds of all the Senators elected voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1955, Rec. No. 462) entitled "An act making an appropriation to refund to the estate of Robert E. Kelly moneys erroneously paid into the State treasury as an inheritance tax," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, two-thirds of all the Senators elected voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1954, Rec No. 461) entitled "An act making an appropriation to refund to the estate of Caesar J. Kaskel moneys erroneously paid into the State treasury as an inheritance tax," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, two-thirds of all the Senators elected voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1645, Int. No. 1321) entitled "An act to amend the Civil Practice Act, in relation to fees of sheriff," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Meyer	Swift
Baumes	Draper	Karle	Mullan	Thayer
Bloomfield	Duell	Kavanaugh	Pitcher	Thompson
Boylan	Duggan	Knight	Reischmann	Tolbert
Burling	Dunnigan	Lockwood	Robinson	Towner
Burlingame	Farrell	Lowman	Schackno	Twomey

Campbell	Fearon	Lusk	Seidel	Walton
Carson	Ferris	McCue	Simpson	Whitley
Cotillo	Gibbs	McGarry	Smith	Wiswall
Davenport	Harris	Martin	Straus	

49

FOR THE NEGATIVE

Katlin	Walker	
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2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1618, Int. No. 1304) entitled "An act to amend the Civil Service Law, in relation to retiring veterans, and pensioning them," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1646, Int. No. 1322) entitled "An act to amend the Code of Civil Procedure, in relation to sheriff's fees," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer

Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1764, Int. No. 1386) entitled "An act to amend the Conservation Law, in relation to the manner of taking water fowl on Chautauqua lake," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1763, Int. No. 1385) entitled "An act authorizing the board of trustees of the village of Clayton to issue and sell bonds for paving and improving the streets of said village, and providing for the levy and collection of taxes for the payment of the same," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Katlin	Mullan	Thayer
Boylan	Duggan	havanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall
Downing	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 40, Int. No. 40) entitled "An act to amend the General Construction Law, in relation to holidays," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	McCue	Swift
Baumes	Draper	Karle	McGarry	Thompson
Boylan	Duell	Katlin	Martin	Tolbert
Carson	Duggan	Lockwood	Pitcher	Towner
Cotillo	Dunnigan	Lowman	Smith	Twomey
Davenport	Farrell	Lusk	Straus	Walker

30

FOR THE NEGATIVE

Burlingame	Gibbs	Mullan	Thayer	Whitley
Fearon	Meyer	Reischmann	Walton	Wiswall

10

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1789, Int. No. 1188) entitled "An act to amend the Stock Corporation Law, in relation to the issue of additional stock to employees," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Smith
Bloomfield	Duell	Karle	Martin	Straus
Boylan	Duggan	Katlin	Meyer	Swift
Burling	Dunnigan	Kavanaugh	Mullan	Thompson
Burlingame	Farrell	Knight	Pitcher	Tolbert
Campbell	Fearon	Lockwood	Reischmann	Towner
Carson	Ferris	Lowman	Robinson	Walker
Cotillo	Gibbs	Lusk	Seidel	Walton
Davenport	Harris	McCue	Simpson	Whitley
Downing				

46

FOR THE NEGATIVE

Thayer Wiswall

2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1918, Rec. No. 467) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Bradley and Weed, Incorporated, against the State for loss, damage and expense sustained because of the disallowance of certain items alleged to be a part of the actual and necessary cost and expense of the performance of certain contracts in connection with the reconstruction, extension and completion of the Potsdam State Normal and Training School," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	McCue	Swift
Baumes	Draper	Hewitt	McGarry	Thayer
Bloomfield	Duell	Karle	Martin	Thompson
Boylan	Dunnigan	Kavanaugh	Pitcher	Towner
Burling	Farrell	Knight	Reischmann	Twomey
Campbell	Fearon	Lockwood	Robinson	Walton
Carson	Ferris	Lowman	Seidel	Whitley
Davenport	Gibbs	Lusk	Smith	Wiswall

40

FOR THE NEGATIVE

Burlingame	Katlin	Mullan	Simpson	Tolbert
Cotillo	Meyer	Schackno	Straus	Walker
Duggan				

11

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1700, Rec. No. 473) entitled "An act to amend the Education Law, relative to bonds of supervisors and school district officers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1815, Rec. No. 416) entitled "An act to amend the Highway Law, in relation to licensing of operators of motor vehicles," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Straus
Baumes	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Katlin	Mullan	Thayer
Boylan	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Twomey

Campbell	Fearon	Lowman	Schackno	Walker
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	Wiswall

50

FOR THE NEGATIVE

Towner

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1741, Int. No. 1365) entitled "An act to amend the Insanity Law, in relation to transfer of certain insane persons to the Matteawan State Hospital," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Katlin	Mullan	Thayer
Boylan	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall
Downing	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1788, Int. No. 604) entitled "An act to amend the Labor Law, in relation to the power of the industrial board regarding hours of employment of women and minors," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Kavanaugh	Mullan	Thayer
Boylan	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Reischmann	Tolbert
Campbell	Fearon	Lusk	Robinson	Towner
Carson	Ferris	McCue	Simpson	Walker
Cotillo	Gibbs	McGarry	Smith	Walton
Davenport	Harris	Martin	Straus	Whitley
Downing	Hewitt			

42

FOR THE NEGATIVE

Burlingame	Katlin	Lowman	Seidel	Wiswall
Duggan				

6

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1755, Int. No. 1377) entitled "An act to legalize certain elections and proceedings in the year nineteen hundred and twenty in the village of Little Valley, Cattaraugus county, relating to the paving of Court street with moneys to be derived from the sale of village bonds, to authorize and regulate the sale of such bonds and provide for their payment," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Katlin	Mullan	Thayer
Boylan	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall
Downing	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1767, Int. No. 1025) entitled "An act to amend the Tax Law, in relation to exemption of property held by certain associations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Katlin	Mullan	Thayer
Boylan	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall
Downing	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1769, Int. No. 1182) entitled "An act to amend the Tax Law, in relation to taxable transfers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Womey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1777, Int. No. 1234) entitled "An act to amend the Tax Law, in relation to taxes upon and with respect to personal incomes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1785, Int. No. 1252) entitled "An act to amend the Tax Law, generally, in relation to taxes on corporations and transfers of stock," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1739, Int. No. 1363) entitled "An act

to amend the Military Law, in relation to the naval militia, and in relation to armories," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Katlin	Mullan	Thayer
Boylan	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall
Downing	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1786, Int. No. 832) entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Katlin	Mullan	Thayer
Boylan	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall
Downing	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1790, Int. No. 1150) entitled "An act authorizing the State Board of Estimate and Control to sell and convey the lands, buildings and premises known as the Mohansic Lake Reservation in the town of Yorktown, Westchester county, providing for the manner of sale and disposition of proceeds," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, two-thirds of all the Senators elected voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Fearon	Knight	Reischmann	Tolbert
Burlingame	Ferris	Lockwood	Robinson	Towner
Campbell	Gibbs	Lowman	Simpson	Walton
Carson	Harris	Lusk	Smith	Whitley
Davenport	Hewitt	Martin	Swift	Wiswall
Draper	Karle	Meyer		

38

FOR THE NEGATIVE

Boylan	Downing	Farrell	McGarry	Straus
Cotillo	Dunnigan	McCue	Seidel	Walker

10

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1897, Rec. No. 490) entitled "An act to amend chapter two hundred and sixty-eight of the Laws of nineteen hundred and four, entitled 'An act to provide for a pension fund for the police force of the city of New Rochelle,' generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson

Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1303, Rec. No. 498) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Thomas Creavey, formerly a patrolman in the police department of such city, was dismissed from such department, and to reinstate him in the position formerly held by him," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	McCue	Swift
Baumes	Draper	Hewitt	McGarry	Thayer
Bloomfield	Duell	Karle	Martin	Thompson
Boylan	Dunnigan	Kavanaugh	Pitcher	Towner
Burling	Farrell	Knight	Reischmann	Twomey
Campbell	Fearon	Lockwood	Robinson	Walton
Carson	Ferris	Lowman	Seidel	Whitley
Davenport	Gibbs	Lusk	Smith	Wiswall

40

FOR THE NEGATIVE

Burlingame	Katlin	Mullan	Simpson	Tolbert
Cotillo	Meyer	Schackno	Straus	Walker
Duggan				

11

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1302, Rec. No. 497) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which John J. Heaney, formerly a patrolman in the police department of such city, was dismissed

from such department, and to reinstate him in the position formerly held by him," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	McCue	Swift
Baumes	Draper	Hewitt	McGarry	Thayer
Bloomfield	Duell	Karle	Martin	Thompson
Boylan	Dunnigan	Kavanaugh	Pitcher	Towner
Burling	Farrell	Knight	Reischmann	Twomey
Campbell	Fearon	Lockwood	Robinson	Walton
Carson	Ferris	Lowman	Seidel	Whitley
Davenport	Gibbs	Lusk	Smith	Wiswall
				40

FOR THE NEGATIVE

Burlingame	Katlin	Mullan	Simpson	Tolbert
Cotillo	Meyer	Schackno	Straus	Walker
Duggan				11

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1787, Rec. No. 432) entitled "An act to amend the Greater New York charter, in relation to salaries of clerks, deputy clerks and assistant clerks of the municipal court of the city of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Boylan	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Dunnigan	Knight	Reischmann	Towner
Burlingame	Farrell	Lockwood	Robinson	Twomey
Campbell	Fearon	Lowman	Seidel	Walton

Carson	Ferris	Lusk	Simpson	Whitley
Cotillo	Gibbs	McCue	Smith	Wiswall
Davenport	Harris	McGarry	Straus	49

FOR THE NEGATIVE

Schackno	Walker	2
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1980, Rec. No. 472) entitled "An act to amend the Greater New York charter, in relation to the length of service necessary for the retirement of certain employees by the board of estimate," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Furlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1965, Rec. No. 506) entitled "An act to amend the Penal Law, in relation to firearms," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Katlin	Mullan	Swift
Baumes	Fearon	Kavanaugh	Pitcher	Thayer
Bloomfield	Ferris	Lockwood	Robinson	Thompson
Burlingame	Gibbs	Lowman	Schackno	Towner
Campbell	Hewitt	Lusk	Smith	Walton
Carson	Karle	Meyer	Straus	Wiswall
Draper				

31

FOR THE NEGATIVE

Boylan	Downing	Farrell	McGarry	Tolbert
Burling	Duggan	Harris	Reischmann	Twomey
Davenport	Dunnigan	McCue	Seidel	Walker

15

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1757, Int. No. 1379) entitled "An act to amend the Real Property Law, in relation to the recording of demands or requirements by the alien property custodian," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Katlin	Mullan	Thayer
Boylan	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Towner
Campbell	Fearon	Lowman	Seidel	Walker
Carson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall
Downing	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a request their concurrence therein.

The Assembly bill (No. 1967, Rec. No. 504) entitled "An act for the establishment and administration of a fund to be used for the amelioration of the condition of certain residents of this State who are suffering from disability incurred in or as a result of their having been in the military or naval service of the United States during the World War," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1789, Rec. No. 426) entitled "An act to amend chapter three hundred and ninety-three of the Laws of nineteen hundred and six, entitled 'An act to create and establish a policemen's relief and pension fund for the police department of the city of Utica and authorizing the granting and payment of relief and pensions to the officers and members of said department entitled thereto,' generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Duell moved to take from the table the motion to reconsider the vote by which the Senate bill (No. 220, Int. No. 213) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article four of the Constitution in relation to the term of office of the Governor," was lost.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

The said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Baumes	Downing	Gibbs	McGarry	Straus
Boylan	Duell	Karle	Meyer	Swift
Burling	Duggan	Katlin	Robinson	Tolbert
Carson	Dunnigan	Lockwood	Schackno	Twomey
Cotillo	Farrell	McCue	Smith	Walker
Davenport				

20

FOR THE NEGATIVE

Ames	Fearon	Knight	Reischmann	Towner
Bloomfield	Ferris	Lowman	Seidel	Walton
Burlingame	Harris	Lusk	Simpson	Whitley
Campbell	Hewitt	Mullan	Thayer	Wiswall
Draper	Kavanaugh	Pitcher	Thompson	

24

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1610, Int. No. 1296) entitled "An act to amend the Highway Law, in relation to the equipment of motor vehicles with certain signaling devices," having been announced for third reading, Mr. Wiswall moved that said bill be recommitted to the committee on internal affairs of towns, counties and public highways.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lockwood offered a resolution, in the words following:

Whereas, The time within which the joint legislative committee to investigate, ascertain and report on all housing conditions and other matters has been extended until a date not later than March 1, 1922, and said committee has incurred and will be required to incur in its work further expenditures.

Resolved (if the Assembly concur), That the further sum of twenty-five thousand dollars (\$25,000), or so much thereof as may be necessary, be and hereby is appropriated from the contingent fund of the Legislature for such necessary expenses heretofore incurred, and hereafter to be incurred, by said committee to be paid on vouchers approved and audited according to law.

Ordered, That said resolution be referred to the committee on finance.

Mr. Hewitt moved that the committee on finance be discharged from further consideration of said resolution.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Pitcher	Swift
Baumes	Duell	Katlin	Reischmann	Thayer
Bloomfield	Duggan	Kavanaugh	Robinson	Thompson
Boylan	Dunnigan	Knight	Schackno	Tolbert
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Schackno	Towner
Campbell	Ferrie	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Walton offered a resolution, in the words following:

Resolved (if the Assembly concur), That a joint legislative committee, to consist of two members of the Senate, to be ap-

pointed by the Temporary President of the Senate, and three members of the Assembly, to be appointed by the Speaker of the Assembly, be hereby created to examine the laws relating to corporations with reference to ascertaining errors, inconsistencies, duplications and excess verbiage and to procure the preparation of legislative bills to correct any such matters so found and to simplify and co-ordinate such laws and procedure thereunder. Such committee shall employ a person or persons specially qualified to do such work, together with necessary clerical assistance. The committee shall make its report to the Legislature, accompanied with proposed bills to carry out its recommendations, on or before March first, nineteen hundred and twenty-two. Be it further

Resolved, That the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary, shall be paid from the legislative contingent fund for the expenses of the committee to be paid out on vouchers audited and approved as prescribed by law.

Ordered, That said resolution be referred to the committee on finance.

Mr. Walton moved that the committee on finance be discharged from further consideration of said resolution.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Dunnigan	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

At two o'clock and twenty minutes, Mr. Lusk moved that the Senate stand in recess until three o'clock and thirty minutes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

FOUR O'CLOCK

The Senate again met.

Mr. Twomey introduced a bill (Int. No. 1435) entitled "An act to authorize the board of estimate and apportionment of the city of New York to construct a tunnel for vehicular and pedestrian purposes under Newtown creek, between the boroughs of Queens and Brooklyn," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Twomey, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and referred to the committee on affairs of cities, retaining its place on the order of third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Martin (No. 1464, Int. No. 1197) entitled "An act to amend the Education Law, in relation to the trials of teachers in cities having a population of more than four hundred thousand and less than one million," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Simpson (No. 1619, Int. No. 1305) entitled "An act to amend chapter nine hundred and twelve of the Laws of nineteen hundred and twenty, entitled 'An act allowing and regulating boxing and sparring matches, and establishing a State boxing commission, and making an appropriation therefor,' generally," reported in favor of the passage of the same with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Wells (No. 1991, Rec. No. 542) entitled "An act in relation to the appointment of marshals or constables of the inferior courts of civil jurisdiction in cities of the first class," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mullan, from the committee on affairs of cities, to which

was referred the Senate bill introduced by Mr. Harris (No. 1388, Int. No. 1345) entitled "An act to amend the Tax Law, in relation to the exemption from local taxation of buildings altered for dwelling purposes," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Assembly bill introduced by Mr. McGinnies (No. 1807, Rec. No. 493) entitled "An act to amend the Education Law, in relation to the membership of the State teachers' retirement board," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Hewitt, from the committee on finance, to which was referred the resolution introduced by Mr. Draper, relative to printing 3,000 copies of the resolution and proceedings relative to the services of Hon. George B. Wellington, reported the same amended to read as follows:

Resolved (if the Assembly concur), That three thousand copies of the resolution and proceeding expressing the sense of the Senate relative to the service in the Senate of Honorable George B. Wellington, and a suitable memorial be printed of such resolution and memorial and be distributed as follows: Fifty copies to each Senator, 50 copies to each member of Assembly, 200 copies to the State officers and the balance to the executors of the will of the deceased.

Resolved, That the expense of the printing of said proceedings be paid out of the appropriations made to the Legislature for printing.

The President put the question whether the Senate would agree to said resolution as amended, and it was determined in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker

Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Hewitt, from the committee on finance, to which was referred the resolution introduced by Mr. Downing, relative to printing 3,000 copies of the resolution and proceedings relative to the services of Hon. John F. Ahearn, reported the same amended to read as follows:

Resolved (if the Assembly concur), That three thousand copies of the resolution and proceeding expressing the sense of the Senate relative to the services in the Assembly and Senate of Honorable John F. Ahearn, and a suitable memorial be printed of such resolution and memorial and be distributed as follows: Fifty copies to each Senator, 50 copies to each member of Assembly, 200 copies to the State officers and the balance to the executors of the will of the deceased.

Resolved, That the expense of printing said proceedings be paid out of the appropriation made to the Legislature for printing.

The President put the question whether the Senate would agree to said resolution as amended, and it was determined in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1837, Int. No. 1413) entitled "An act to amend the Election Law, in relation to party nominations of candidates for State-wide offices and the office of justice of the Supreme Court," with amendments, if any, be taken up forthwith

in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Hewitt, from the committee on finance, to which was referred the resolution introduced by Mr. Downing, relative to printing 3,000 copies of the resolution and proceedings relative to the services of Hon. John F. Ahearn, reported the same amended to read as follows:

Resolved (if the Assembly concur), That three thousand copies of the resolution and proceeding expressing the sense of the Senate relative to the services in the Assembly and Senate of Honorable John F. Ahearn, and a suitable memorial be printed of such resolution and memorial and be distributed as follows: Fifty copies to each Senator, 50 copies to each member of Assembly, 200 copies to the State officers and the balance to the executors of the will of the deceased.

Resolved, That the expense of printing said proceedings be paid out of the appropriation made to the Legislature for printing.

The President put the question whether the Senate would agree to said resolution as amended, and it was determined in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1837, Int. No. 1413) entitled "An act to amend the Election Law, in relation to party nominations of candidates for State-wide offices and the office of justice of the Supreme Court," with amendments, if any, be taken up forthwith

in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Kavanaugh	Mullan	Thompson
Baumes	Duell	Knight	Pitcher	Tolbert
Bloomfield	Duggan	Lockwood	Reischmann	Towner
Burling	Fearon	Lowman	Simpson	Walton
Burlingame	Ferris	Lusk	Smith	Whitley
Campbell	Gibbs	Martin	Thayer	Wiswall
Carson	Hewitt	Meyer		

33

FOR THE NEGATIVE

Boylan	Dunnigan	Katlin	Schackno	Swift
Cotillo	Farrell	McCue	Seidel	Twomey
Davenport	Harris	McGarry	Straus	Walker
Downing	Karle	Robinson		

18

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 1641, Rec. No. 541) entitled "An act to amend the Public Health Law in relation to narcotic drug control," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate

on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duggan	Katlin	Meyer	Thayer
Bloomfield	Fearon	Kavanaugh	Mullan	Thompson
Burling	Ferris	Knight	Reischmann	Tolbert
Campbell	Gibbs	Lockwood	Robinson	Towner
Carson	Harris	Lowman	Simpson	Walton
Davenport	Hewitt	Lusk	Smith	Whitley
Draper	Karle	Martin	Swift	Wiswall
Duell				

36

FOR THE NEGATIVE

Boylan	Dunnigan	McGarry	Seidel	Twomey
Cotillo	Farrell	Schackno	Straus	Walker
Downing	McCue			

12

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1477, Int. No. 1212) entitled "An act to amend the Public Health Law, in relation to abolishing the Department of Narcotic Drug Control, but continuing the restrictive provisions of the law relating to such control," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final

passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Mr. Gibbs moved to take from the table the Assembly bill (No. 1842, Rec. No. 533) entitled "An act to amend the Public Health Law, in relation to abolishing the Department of Narcotic Drug Control, but continuing the restrictive provisions of the law relating to such control."

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gibbs, and by unanimous consent, said bill was substituted for Senate bill (No. 1477, Int. No. 1212), now on the order of third reading.

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duggan	Katlin	Meyer	Thayer
Bloomfield	Fearon	Kavanaugh	Mullan	Thompson
Burling	Ferris	Knight	Reischmann	Tolbert
Campbell	Gibbs	Lockwood	Robinson	Towner
Carson	Harris	Lowman	Simpson	Walton
Davenport	Hewitt	Lusk	Smith	Whitley
Draper	Karle	Martin	Swift	Wiswall
Duell				

36

FOR THE NEGATIVE

Boylan	Dunnigan	McGarry	Seidel	Twomey
Cotillo	Farrell	Schackno	Straus	Walker
Downing	McCue			

12

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1626, Rec. No. 363) entitled "An act to repeal article twenty-two of the Public Health Law, in relation to Narcotic Drug Control and to abolish the Department of Narcotic Drug Control," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Katlin	Meyer	Thayer
Bloomfield	Fearon	Kavanaugh	Mullan	Thompson
Burling	Ferris	Knight	Reischmann	Tolbert
Burlingame	Gibbs	Lockwood	Robinson	Towner
Campbell	Harris	Lowman	Simpson	Walton
Carson	Hewitt	Lusk	Smith	Whitley
Davenport	Karle	Martin	Swift	Wiswall
Draper				

36

FOR THE NEGATIVE

Boylan
Cotillo
Downing

Dunnigan
Farrell
McCue

McGarry
Schackno

Seidel
Straus

Twomey
Walker

12

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 1757, Rec. No. 358) entitled "An act to amend the Greater New York charter, in relation to publication of notice of proceedings to condemn property for street purposes in Queens, Bronx and Richmond counties," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the

Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	McGarry	Thayer
Baumes	Draper	Karle	Martin	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Boylan	Dunnigan	Kavanaugh	Pitcher	Towner
Burling	Farrell	Knight	Reischmann	Twomey
Furlingame	Fearon	Lockwood	Robinson	Walton
Campbell	Ferris	Lowman	Simpson	Whitley
Carson	Gibbs	Lusk	Smith	Wiswall
Davenport	Harris	McCue	Swift	44

FOR THE NEGATIVE

Cotillo	Meyer	Seidel	Straus	Walker
Duggan	Schackno			

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1037, Int. No. 912) entitled "An act to amend the Election Law, in relation to abolishing the board of elections in the county of Westchester, vesting the county clerk of said county with the powers and duties of boards of election, and authorizing the employment and payment of necessary assistants," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending

its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Burlingame	Fearon	Knight	Reischmann	Towner
Burlingame	Ferris	Lockwood	Robinson	Walton
Campbell	Gibbs	Lowman	Simpson	Whitley
Carson	Harris	Lusk	Smith	Wiswall
Davenport	Hewitt	Martin	Swift	

FOR THE NEGATIVE

Boylan	Dunnigan	McGarry	Seidel	Twomey
Cotillo	Farrell	Schackno	Straus	Walker
Downing	McCue			

12

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1850, Int. No. 1045) entitled "An act authorizing the Public Service Commission of the First District to permit the operation of the street railway line of the Nassau Electric Railroad Company, in the borough of Brooklyn, commonly known as the Central and Park avenue line, without exchanging transfers with connecting lines, notwithstanding the provisions of any charter, franchise, agreement or statute," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this re-

port shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Ordered, That said bill be placed on the third reading calendar.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1782, Int. No. 1388) entitled "An act in relation to the appointment of clerks, deputy clerks and assistant clerks of the inferior courts of civil jurisdiction in cities of the first class," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more

than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Ordered, That said bill be placed upon the third reading calendar.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1765, Int. No. 1348) entitled "An act to provide for the appointment of a commission to inquire into the local government of the city of New York, with power to investigate the manner of conducting and transacting business in the several departments, boards and offices thereof, to suggest legislation with respect thereto, and to prepare for submission to the Legislature a new charter for such city, and, within its discretion, an administrative code or other body of supplementary local law for enforcement within such city," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene

and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Hewitt	Martin	Swift
Baumes	Draper	Karle	Meyer	Thayer
Bloomfield	Duell	Katlin	Mullan	Thompson
Burling	Duggan	Kavanaugh	Pitcher	Tolbert
Burlingame	Fearon	Knight	Reischmann	Towner
Campbell	Ferris	Lockwood	Robinson	Walton
Carson	Gibbs	Lowman	Simpson	Whitley
Cotillo	Harris	Lusk	Smith	Wiswall
				40

FOR THE NEGATIVE

Boylan	Farrell	McGarry	Seidel	Twomey
Downing	McCue	Schackno	Straus	Walker
Dunnigan				
				11

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 1708, Rec. No. 352) entitled "An act to amend the Conservation Law, in relation to hunting and fishing on private land used for agricultural or other purposes," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence

over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson

Boylan	Dunnigan	Knight	Reischmann	Tolbert
Burling	Farrell	Lockwood	Robinson	Towner
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Walton
Cotillo	Harris	McGarry	Smith	Whitley
Davenport	Hewitt	Martin	Straus	Wiswall
Downing				

51

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1774, Int. No. 1169) entitled "An act to amend the Labor Law, generally," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with

this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Kavanaugh	Mullan	Thayer
Baumes	Fearon	Knight	Pitcher	Thompson
Bloomfield	Ferris	Lockwood	Reischmann	Tolbert
Burling	Gibbs	Lowman	Robinson	Towner
Burlingame	Harris	Lusk	Simpson	Walton
Campbell	Hewitt	Martin	Smith	Whitley
Carson	Karle	Meyer	Swift	Wiswall
Draper	Katlin			

37

FOR THE NEGATIVE

Boylan	Downing	Farrell	Schackno	Twomey
Cotillo	Duggan	McCue	Seidel	Walker
Davenport	Dunnigan	McGarry	Straus	

14

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1686, Int. No. 1343) entitled "An act to amend the Election Law, in relation to form of ballots for voting machine," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the

amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Fearon	Knight	Reischmann	Towner
Burlingame	Ferris	Lockwood	Robinson	Walton
Campbell	Gibbs	Lowman	Simpson	Whitley
Carson	Harris	Lusk	Smith	Wiswall
Davenport	Hewitt	Martin	Swift	

39

FOR THE NEGATIVE

Boylan	Dunnagan	McGarry	Seidel	Twomey
Cotillo	Farnell	Schackno	Straus	Walker
Downing	McQue			

12

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 1942, Rec. No. 503) entitled "An act to amend the Labor Law, in relation to definition of a factory," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Karle	Robinson	Tolbert
Baumes	Duggan	Kavanaugh	Simpson	Towner
Bloomfield	Fearon	Knight	Smith	Walton
Burling	Ferris	Lowman	Swift	Whitley
Campbell	Gibbs	Lusk	Thayer	Wiswall
Carson	Harris	Mullan	Thompson	
Draper	Hewitt	Reischmann		

32

FOR THE NEGATIVE

Boylan	Dunnigan	McGarry	Pitcher	Straus
Cotillo	Farrell	Martin	Schackno	Twomey
Davenport	Lockwood	Meyer	Seidel	Walker
Downing	McCue			

17

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1752, Int. No. 1374) entitled "An act to amend the Tax Law, in relation to salaries of State Tax Commissioners," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for

such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Fearon	Knight	Peischmann	Towner
Burlingame	Ferris	Lockwood	Robinson	Walton
Campbell	Gibbs	Lowman	Simpson	Whitley
Carson	Harris	Unsk	Smith	Wiswall
Davenport	Hewitt	Martin	Swift	

39

FOR THE NEGATIVE

Boylan	Dunnigan	McGarry	Seidel	Twomey
Cotillo	Farrell	Schackno	Straus	Walker
Downing	McCue			

12

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Senate bill (Printed No. 322, Int. No. 309) entitled "An act to amend the Election Law, in relation to the publication of can-

vass," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Fearon	Knight	Reischmann	Towner
Burlingame	Ferris	Lockwood	Robinson	Walton
Campbell	Gibbs	Lowman	Simpson	Whitley
Carson	Harris	Lusk	Smith	Wiswall
Davenport	Hewitt	Martin	Swift	39

FOR THE NEGATIVE

Boylan	Dunnigan	McGarry	Seidel	Twomey
Cotillo	Farrell	Schackno	Straus	Walker
Downing	McCue			12

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The President presented the report of Commission of Child Welfare, which was laid upon the table and ordered printed.

(See Document.)

The Senate bill (No. 1688, Int. No. 1345) entitled "An act to amend the Tax Law, in relation to the exemption from local taxation of buildings altered for dwelling purposes," having been announced for third reading, Mr. Lockwood moved that said bill be referred to the committee on taxation and retrenchment, retaining its place on the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

At six o'clock and thirty-five minutes, Mr. Lusk moved that the Senate stand in recess until eight-thirty.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

NINE O'CLOCK AND THIRTY MINUTES

The Senate again met.

The Assembly sent for concurrence the bill (No. 1923, Rec. No. 544) entitled "An act to amend the Conservation Law, in relation to definitions," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 1634, Rec. No. 545) entitled "An act to amend the Conservation Law, in relation to the acquisition of real estate for river regulation," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on conservation.

Also, a bill (No. 1079, Rec. No. 546) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Mary Jane Simonds against the State for damages to her property, while serving as assistant matron of the New York State Training School for Girls, alleged to have been caused by fire through the wilful and negligent acts of inmates of such school, in the month of November, nineteen hundred and twenty," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Towner, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 2043, Rec. No. 547) entitled "An act to amend the Tax Law, generally, in relation to taxes on corporations and transfers of stock," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

Also, a bill (No. 2015, Rec. No. 548) entitled "An act to amend chapter five hundred and fifty-nine of the Laws of nineteen hundred and ten, entitled 'An act to provide a charter for the city of New Rochelle,' generally," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Burling, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1093, Rec. No. 549) entitled "An act to amend the Greater New York charter, in relation to the method of acquiring title to real property for public purposes," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1852, Rec. No. 550) entitled "An act to amend the Education Law, in relation to the additional appor-

tionment of school moneys," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Mullan, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

The Assembly sent for concurrence a resolution by Mr. Betts, in the words following:

Resolved (if the Senate concur), That the Clerks of the Senate and Assembly be authorized to purchase ten thousand copies of the New York Red Book of 1921 to be distributed as follows: Fifty copies to each Senator, 40 copies to each member of Assembly, and the balance to State officers, libraries and institutions. The expense of such copies shall be paid from the appropriation for additional copies by resolution made by chapter one hundred and sixty-five, Laws of nineteen hundred and twenty.

Ordered, That said resolution be referred to the committee on finance.

The Assembly sent for concurrence a resolution by Mr. Yale, in the words following:

Resolved (if the Senate concur), That three thousand copies of the resolution and proceedings expressing the sense of the Assembly relative to the service in the Assembly of Honorable Gordon H. Peck, and a suitable memorial be printed of such resolution and memorial and be distributed as follows: Fifty copies to each member of Assembly, 50 copies to each Senator, 200 copies to the State officers, and the balance to the executors of the will of the deceased.

Resolved, That the expenses of printing said proceedings be paid out of the contingent fund of the Legislature.

Ordered, That said resolution be referred to the committee on finance.

The Assembly returned the concurrent resolution by Mr. Cotillo, relative to the sixth centenary celebration of the death of the poet Dante, with a message that they have concurred in the passage of the same.

The Assembly returned the Assembly bill (No. 1199, Senate Reprint No. 1709, Rec. No. 157) entitled "An act to amend the State Charities Law, in relation to admission to the New York State Women's Relief Corps Home," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 546, Senate Reprint No. 1593, Rec. No. 155) entitled "An act to amend the Highway Law, in relation to auto trucks and trailers," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 1112, Senate Reprint No. 1654, Rec. No. 143) entitled "An act to amend the Town Law, in relation to the deposits of moneys by the supervisors of towns," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

Mr. Ferris, from the committee on agriculture, to which was referred the Senate bill introduced by Mr. Ferris (No. 1555, Int. No. 1259) entitled "An act to amend the Farms and Markets Law, in relation to establishing the offices of commissioner and deputy commissioners of agriculture and markets, defining their powers and duties and the powers and duties of the Council, and abolishing the offices of Commissioner of Agriculture and Commissioner of Foods and Markets," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1864, Int. No. 1434) entitled "An act making an appropriation for the employment of a traffic expert in the Department of Farms and Markets," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final pas-

sage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Senate bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Lusk	Swift
Baumes	Duell	Karle	Martin	Thayer
Bloomfield	Duggan	Katlin	Meyer	Thompson
Burling	Fearon	Kavanaugh	Mullan	Tolbert
Burlingame	Ferris	Knight	Pitcher	Walton
Campbell	Gibbs	Lockwood	Simpson	Whitley
Carson	Harris	Lowman	Smith	Wiswall
Davenport				

36

FOR THE NEGATIVE

Boylan	Farrell	Robinson	Straus	Twomey
Cotillo	McCue	Schackno	Towner	Walker
Dunnigan	McGarry	Seidel		

13

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1619, Int. No. 1305) entitled "An act to amend chapter nine hundred and twelve of the Laws of nineteen hundred and twenty, entitled 'An act allowing and regulating boxing and sparring matches, and establishing a State boxing commission, and making an appropriation therefor,' generally," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Said bill, as amended, was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Robinson	Tolbert
Burling	Farrell	Lockwood	Schackno	Towner
Burlingame	Fearon	Lowman	Seidel	Twomey
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin		

48

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The committee on rules, reported the following, namely, that Senate bill (Printed No. 1818, Int. No. 347) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article seven of the Constitution, in relation to the forest preserve," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall

be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Said bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Fearon	Knight	Reischmann	Towner
Burlingame	Ferris	Lockwood	Robinson	Walton
Campbell	Gibbs	Lowman	Simpson	Whitley
Carson	Harris	Lusk	Smith	Wiswall
Davenport	Hewitt	Martin	Swift	

39

FOR THE NEGATIVE

Boylan	Farrell	McGarry	Seidel	Twomey
Cotillo	McCue	Schackno	Straus	Walker
Dunnigan				

11

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1825, Int. No. 428), entitled "An act

to amend the Executive Law and the Conservation Law, in relation to the salary of the Superintendent of State Police, providing for two additional troops of State police, defining the powers and duties of the State police in the enforcement of the Conservation Law, relative to fish and game, repealing certain sections of the Conservation Law, and making an appropriation," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at the time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Said bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Senate bill (Printed No. 1555, Int. No. 1259) entitled "An act to amend the Farms and Markets Law, in relation to establishing the offices of commissioner and deputy commissioners of agriculture and markets, defining their powers and duties and the powers and duties of the Council, and abolishing the offices of Commissioner of Agriculture and Commissioner of Foods and Markets," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or

call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Said bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Fearon	Knight	Reischmann	Tolbert
Burlingame	Ferris	Lockwood	Robinson	Towner
Campbell	Gibbs	Lowman	Seidel	Walton
Carson	Harris	Lusk	Simpson	Whitley
Davenport	Hewitt	Martin	Smith	Wiswall
				40

FOR THE NEGATIVE

Boylan	Dunnigan	McCue	Schackno	Twomey
Cotillo	Farrell	McGarry	Straus	Walker
				10

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 1772, Rec. No. 495) entitled "An

act to amend the Real Property Law, in relation to the licensing and regulation of real estate brokers and salesmen," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority, and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Mullan	Straus
Baumes	Duell	Katlin	Pitcher	Swift
Bloomfield	Duggan	Kavanaugh	Reischmann	Thayer
Boylan	Farrell	Lockwood	Robinson	Thompson
Burling	Fearon	McCue	Seidel	Tolbert
Campbell	Gibbs	McGarry	Simpson	Towner
Davenport	Harris	Meyer	Smith	Whitley
				35

FOR THE NEGATIVE

Burlingame	Ferris	Lowman	Schackno	Walton
Carson	Hewitt	Lusk	Walker	Wiswall
				10

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1890, Senate Reprint No. 1855, Rec. No. 491) entitled "An act making an appropriation from the proceeds of the sale of bonds for the payment of bonuses to certain persons who were in the service of the United States in the war with the German empire and its allies," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, two-thirds of all the Senators elected voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	
				49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Assembly bill (No. 1356, Rec. No. 523) entitled "An act to amend chapter seven hundred and forty-six of the Laws of

nineteen hundred and eleven, entitled 'An act making provision for issuing bonds to the amount of not to exceed nineteen million eight hundred thousand dollars for the purpose of furnishing proper terminals and facilities for Barge canal traffic, including the acquisition and interchange of property therefor, with a view to improving and fostering the commerce of the State, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and eleven,' in relation to the present Erie canal as the same extends through a portion of the city of Utica," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1505, Rec. No. 265) entitled "An act to amend the General Business Law, in relation to municipal regulations relating to hawkers and peddlers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1462, Rec. No. 313) entitled "An act to amend the General Business Law, in relation to tickets of admission to theatres and places of amusement and contracts evidenced thereby," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1848, Rec. No. 514) entitled "An act to amend the Civil Service Law, in relation to the contents of the report of the commission," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1674, Rec. No. 294) entitled "An act to amend the Civil Service Law, in relation to effect of service in the World War on the civil service status of soldiers, sailors and marines," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 512, Rec. No. 212) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Francis Normandin against the State for personal injuries alleged to have been sustained while performing military service at Glens Falls, New York, on or about the third

day of February, nineteen hundred and twenty, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Kavanaugh	Mullan	Thompson
Bloomfield	Dunnigan	Knight	Pitcher	Tolbert
Boylan	Farrell	Lockwood	Robinson	Towner
Burling	Fearon	Lowman	Seldel	Twomey
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

43

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan				

6

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1079, Rec. No. 546) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Mary Jane Simonds against the State for damages to her property, while serving as assistant matron of the New York State Training School for Girls, alleged to have been caused by fire through the wilful and negligent acts of inmates of such school, in the month of November, nineteen hundred and twenty," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert

Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1533, Rec. No. 268) entitled "An act to amend the Education Law, in relation to instruction in the conduct and procedure of elections," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Straus
Baumes	Duell	Katlin	Meyer	Swift
Bloomfield	Duggan	Kavanaugh	Mullan	Thayer
Boylan	Dunnigan	Knight	Pitcher	Thompson
Burling	Farrell	Lockwood	Robinson	Tolbert
Burlingame	Fearon	Lowman	Schackno	Twomey
Campbell	Ferris	Lusk	Seidel	Walker
Carson	Gibbs	McCue	Simpson	Whitley
Cotillo	Harris	McGarry	Smith	Wiswall
Davenport				

46

FOR THE NEGATIVE

Hewitt	Towner	Walton
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1852, Rec. No. 550) entitled "An act to amend the Education Law, in relation to the additional apportionment of school moneys," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1861, Int. No. 1430) entitled "An act to amend the Election Law, in relation to membership of county committees," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1492, Rec. No. 250) entitled "An act to amend the Executive Law, in relation to disposition of fees paid by notaries public," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1805, Rec. No. 481) entitled "An act to amend the Public Health Law, in relation to vital statistics," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 996, Rec. No. 240) entitled "An act to amend the Public Health Law, in relation to district laboratory supply stations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1661, Rec. No. 381) entitled "An act to amend the Public Health Law, in relation to the amount of property to be owned or possessed by district and State dental societies," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 998, Rec. No. 287) entitled "An act to amend the Highway Law, in relation to the purchase of land and the erection of buildings for the care of machinery," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Furling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1617, Rec. No. 337) entitled "An act to amend the Highway Law, in relation to drivers of certain trucks belonging to a town," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1825, Rec. No. 508) entitled "An act to amend the Insurance Law, in relation to stock fire insurance corporations," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the negative, a majority of all the Senators elected not voting in favor thereof, as follows:

FOR THE AFFIRMATIVE					
Campbell	Fearon	Karle	Towner	Wiswall	5
FOR THE NEGATIVE					
Ames	Draper	Katlin	Meyer	Swift	
Baumes	Duggan	Kavanaugh	Pitcher	Thayer	
Bloomfield	Farrell	Knight	Robinson	Thompson	
Boylan	Ferris	Lowman	Seidel	Tolbert	
Burling	Gibbs	Lusk	Simpson	Walker	
Carson	Harris	McCue	Smith	Walton	
Davenport	Hewitt	McGarry	Straus	Whitley	35

Mr. Wiswall moved to reconsider the vote by which said bill was lost, and that this motion lie upon the table.

The President put the question whether the Senate would agree to said motion to lay upon the table, and it was decided in the affirmative.

The Assembly bill (No. 1651, Rec. No. 430) entitled "An act to amend the Labor Law, in relation to definition of employee," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE					
Ames	Duell	Katlin	Mullan	Thayer	
Baumes	Duggan	Kavanaugh	Pitcher	Thompson	
Bloomfield	Dunnigan	Lockwood	Robinson	Tolbert	
Boylan	Farrell	Lowman	Schackno	Towner	
Burling	Fearon	Lusk	Seidel	Twomey	
Campbell	Ferris	McCue	Simpson	Walker	
Carson	Gibbs	McGarry	Smith	Walton	
Cotillo	Harris	Martin	Straus	Whitley	
Davenport	Hewitt	Meyer	Swift	Wiswall	
Draper	Karle				47
FOR THE NEGATIVE					
Burlingame	Knight				2

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1946, Rec. No. 470) entitled "An act to amend the Military Law, in relation to certain State and municipal officers and employees who served in Federal military, naval or marine service during the World War," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Hurling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2015, Rec. No. 548) entitled "An act to amend chapter five hundred and fifty-nine of the Laws of nineteen hundred and ten, entitled 'An act to provide a charter for the city of New Rochelle,' generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson

Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1093, Rec. No. 549) entitled "An act to amend the Greater New York charter, in relation to the method of acquiring title to real property for public purposes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 373, Rec. No. 517) entitled "An act to amend the State Printing Law, in relation to printing annual record of The American Legion," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Furling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1941, Rec. No. 509) entitled "An act to amend the Prison Law, in relation to commutation of sentences of convicts," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burlingame	Farrell	Lockwood	Schackno	Twomey
Campbell	Fearon	Lowman	Seidel	Walker
Carrson	Ferris	Lusk	Simpson	Walton
Cotillo	Gibbs	McCue	Smith	Whitley
Davenport	Harris	McGarry	Straus	Wiswall
	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2043, Rec. No. 547) entitled "An act to amend the Tax Law, generally, in relation to taxes on corporations and transfers of stock," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1906, Rec. No. 532) entitled "An act to amend the Tax Law, in relation to exemption from taxation of the real and personal property of corporations or associations of veterans of the World War," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the Senators in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1921, Rec. No. 521) entitled "An act to amend the Tax Law, in relation to the expense of making descriptions of real property returned for nonpayment of taxes in Oswego county," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 865, Int. No. 782) entitled "An act to amend the Greater New York charter, in relation to the furnishing of court rooms and supplies for the Supreme Court," was returned by the mayor of the city of New York, with a certificate that a public hearing has been duly held on said bill in pursuance of law, and that the mayor has not accepted the same.

Mr. Meyer moved that said bill be again passed notwithstanding the objection of the city thereto.

The President put the question whether the Senate would agree to the final passage of said bill, notwithstanding the objection of the city, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Seidel	Walker
Campbell	Ferris	Lusk	Simpson	Walton

Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt	Martin	Swift	49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

Mr. Karle moved that the committee of the whole be discharged from the consideration of Senate bill (No. 1144, Int. No. 989) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Hugh P. McKeon, formerly a patrolman in the police department of said city, was dismissed from said department, and to reinstate him in the position formerly held by him."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	McCue	Thayer
Baumes	Draper	Hewitt	McGarry	Thompson
Bloomfield	Duell	Karle	Martin	Towner
Boylan	Dunnigan	Kavanaugh	Pitcher	Twomey
Burling	Farrell	Knight	Reischmann	Walton
Campbell	Fearon	Lockwood	Robinson	Whitley
Carson	Ferris	Lowman	Seidel	Wiswall
Davenport	Gibbs	Lusk	Smith	39

FOR THE NEGATIVE

Burlingame	Katlin	Mullan	Simpson	Tolbert
Cotillo	Meyer	Schackno	Straus	Walker
Duggan				11

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

Mr. Knight moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 1357, Int. No. 1140) entitled "An act to amend chapter four hundred and

fifty-nine of the Laws of nineteen hundred and nineteen, entitled 'An act authorizing the termination of certain highway contracts, conferring jurisdiction upon the Court of Claims to hear and determine claims and make awards for increased costs incurred in war contracts, and making an appropriation for the completion of unfinished work,' in relation to the jurisdiction of the Court of Claims," that the said bill be amended, the title being amended to read as follows:

"An act to amend chapter four hundred and fifty-nine of the Laws of nineteen hundred and nineteen, entitled 'An act authorizing the termination of certain highway contracts, conferring jurisdiction upon the Court of Claims to hear and determine claims and make awards for increased costs incurred in war contracts, and making an appropriation for the completion of unfinished work,' in relation to the jurisdiction of the Court of Claims and extending its application to certain contracts."

and that the same be reprinted and recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Walker offered the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of the Senate bill (No. 1851, Int. No. 1426) entitled "An act to amend the Public Service Commission Law, generally," for the purpose of amendment.

The President put the question whether the Senate would agree to said resolution, and it was decided in the negative, as follows:

FOR THE AFFIRMATIVE

Roylan	Duggan	McCue	Schackno	Twomey	
Cotillo	Dunnigan	McGarry	Seidel	Walker	
Downing	Farrell	Martin	Straus		14

FOR THE NEGATIVE

Ames	Draper	Katlin	Mullan	Thayer
Baumes	Duell	Kavanaugh	Pitcher	Thompson
Bloomfield	Fearon	Knight	Reischmann	Tolbert
Burling	Ferris	Lockwood	Robinson	Towner
Burlingame	Gibbs	Lowman	Simpson	Walton
Campbell	Harris	Lusk	Smith	Whitley
Carson	Hewitt	Meyer	Swift	Wiswall
Davenport				

The Assembly returned the Senate bill (No. 889, Assembly Reprint No. 1821, Int. No. 795) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to powers and duties of park commissioners, the acquisition of lands for park, playground and athletic field purposes, their improvement and equipment, and providing for the raising of funds for the payment of same," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Olean for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 178, Assembly Reprint No. 1775, Int. No. 175) entitled "An act to amend the Greater New York charter, in relation to the pensions of widows and orphans of members of the police force," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1546, Assembly Reprint No. 2042, Int. No. 801) entitled "An act to revise the charter of the city of Hudson," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Hudson for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1322, Int. No. 204) entitled "An act to amend the Greater New York charter, in relation to pension fund of the health department," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1661, Int. No. 517) entitled "An act to authorize the board of estimate and appor-

tionment of the city of New York to construct a tunnel for freight and passenger purposes under New York bay, between the boroughs of Richmond and Brooklyn, by improving and increasing the terminal facilities of the city of New York to maintain the supremacy of the port of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1544, Int. No. 690) entitled "An act to amend the Greater New York charter, in relation to the filling in of lands covered with water," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 882, Int. No. 788) entitled "An act to repeal chapter one hundred and forty-two of the Laws of eighteen hundred and fifty-four, entitled 'An act to regulate stage routes in the city of New York, and to provide for the formation of companies to operate the same,'" with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1147, Int. No. 992) entitled "An act to provide for the payment to Mary F. Malone of the balance of compensation payable to James T. Malone, late judge of the court of general sessions of the peace, in and for the county of New York, for the calendar year nineteen hundred and twenty, by the city and county of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1157, Int. No. 1002) entitled "An act to enable the city of Albany to grant an

easement in, or convey or lease a plot of ground sufficient and adequate in size from that portion of real estate belonging to the city of Albany, known as the almshouse farm, for the purpose and to be used for the erection thereon of a building for the Albany College of Pharmacy," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Albany for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1344, Int. No. 1127) entitled "An act conferring discretionary power and authority upon the council of the city of Buffalo to audit, adjust and allow certain claims for damages to property located in the city of Buffalo, caused by grade crossing improvements in said city, and to authorize the issue of bonds of said city with which to pay the same," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Buffalo for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1195, Int. No. 1028) entitled "An act to amend the charter of the city of Rochester, in relation to the city court," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Rochester for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1196, Int. No. 1029) entitled "An act to amend the charter of the city of Rochester, in relation to teachers' retirement fund," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Rochester for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1197, Int. No. 1030) entitled "An act to amend the charter of the city of Rochester, generally," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Rochester for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1253, Int. No. 1065) entitled "An act to amend the charter of the city of Norwich," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Norwich for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1276, Int. No. 1079) entitled "An act to amend the Greater New York charter, in relation to costs, charges and expenses in condemnation proceedings," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1314, Int. No. 1116) entitled "An act to amend chapter two hundred and sixty-six of the Laws of eighteen hundred and eighty-four, in relation to official stenographers temporarily assigned to the city court of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1351, Int. No. 1134) entitled "An act to amend the Greater New York charter, in relation to the pension payable to the commanding officer of the detective bureau in the police department of the city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1425, Int. No. 1178) entitled "An act to amend the charter of the city of Water-

vliet, in relation to the collection of certain taxes, water rents and assessments and sales for nonpayment thereof," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Watervliet for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1485, Int. No. 1220) entitled "An act relating to paving, repaving and repairing certain streets in the city of New York, and the levying of assessments to pay the expense thereof, as a substitute for covenants for paving, repaving and repairing said streets," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1491, Int. No. 1226) entitled "An act authorizing the board of estimate and apportionment of the city of New York to compensate Richardson Webster, formerly a register of the county of Kings, for services hereafter to be performed in relation to such office," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1598, Int. No. 1284) entitled "An act to amend the Greater New York charter, in relation to use of the proceeds of bond issues," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1562, Int. No. 433) entitled "An act to amend the Agricultural Law, in relation to cattle."

Also, Senate bill (No. 1493, Int. No. 1210) entitled "An act to amend the Military Law, in relation to armories and allowances to officers and organizations."

Also, Senate bill (No. 1669, Int. No. 1211) entitled "An act to amend the Military Law, generally."

Also, Senate bill (No. 1614, Int. No. 1300) entitled "An act to provide for the publication of an official edition of the civil practice acts."

Also, Senate bill (No. 1467, Int. No. 1200) entitled "An act to amend the Code of Criminal Procedure, in relation to re-prieves, commutations and pardons."

Also, Senate bill (No. 571, Int. No. 523) entitled "An act to amend the Business Corporations Law, in relation to recording agreements to consolidate corporations."

Also, Senate bill (No. 877, Int. No. 578) entitled "An act to amend the Judiciary Law, in relation to a convention to establish rules of civil practice."

Also, Senate bill (No. 851, Int. No. 767) entitled "An act to amend the Surrogate Court Act, in relation to the general jurisdiction of surrogate's court."

Also, Senate bill (No. 854, Int. No. 770), entitled "An act to amend the Surrogate Court Act by changing the title thereof."

Also, Senate bill (No. 1419, Int. No. 1171) entitled "An act to legalize and validate the acts and proceedings of a portion of the town of Esopus, known as the Port Ewen fire district, its voters, officers and agents, in relation to the issuance of a bond to validate and legalize such bond, and to authorize the town board of the town of Esopus, by resolution, to issue new bonds of the said town, in the place and stead of the bond heretofore issued, and to levy a tax on that portion of the town of Esopus known as the Port Ewen fire district, to pay and discharge said bonds."

Also, Senate bill (No. 1552, Int. No. 1256) entitled "An act to confer jurisdiction upon the Court of Claims to hear, try and determine the claim of L. F. Bannon Plumbing, Heating and Contracting Corporation against the State of New York for damages for an alleged breach of contract, the same as though a notice of intention to file a claim had been given within the time prescribed by section two hundred and sixty-four of the Code of Civil Procedure."

Also, Senate bill (No. 716, Int. No. 145) entitled "An act

to amend the General Business Law, in relation to the licensing of professional engineers and land surveyors, generally."

Also, Senate bill (No. 1131, Int. No. 981), entitled "An act to amend the Conservation Law, in relation to taking of muskallonge."

Also, Senate bill (No. 1542, Int. No. 808) entitled "An act to amend chapter five hundred and sixty-four of the Laws of nineteen hundred and ten, entitled 'An act to provide for county roads in certain counties adjoining cities of the first class,' in relation to the maintenance and cost of such roads."

Also, Senate bill (No. 513, Int. No. 470) entitled "An act to amend the Town Law, in relation to enlargement of water districts."

Also, Senate bill (No. 1274, Int. No. 1077) entitled "An act to amend the Town Law, in relation to park districts in towns of certain counties."

Also, Senate bill (No. 1199, Int. No. 1032) entitled "An act to amend the County Law, in relation to official bonds and undertakings of clerks in county offices."

Also, Senate bill (No. 1564, Int. No. 1059) entitled "An act to incorporate The Corner House."

Also, Senate bill (No. 1331, Int. No. 372) entitled "An act to amend the Public Health Law, in relation to consents for the maintenance and operation of garbage and rendering plants."

Also, Senate bill (No. 1623, Int. No. 1023) entitled "An act to amend the Civil Practice Act, in relation to the omission, in records on appeals, of matters not deemed necessary to the proper determination of such appeals."

Also, Senate bill (No. 1332, Int. No. 371) entitled "An act to amend the Public Health Law, in relation to prohibiting the transportation of garbage, dead animals and other noxious or deleterious matter from one county of the State to another without consent of the local authorities."

Also, Senate bill (No. 1535, Int. No. 902) entitled "An act to amend the Insurance Law, in relation to co-operative fire insurance corporations."

Also, Senate bill (No. 606, Int. No. 552) entitled "An act to amend the Insurance Law, in relation to reinsurance."

Also, Senate bill (No. 1573, Int. No. 1265) entitled "An act to amend the Code of Criminal Procedure, in relation to determination of mental defect of person charged with or convicted of a crime, and the commitment of a person found to be mentally defective."

Also, Senate bill (No. 1596, Int. No. 1056) entitled "An act to amend the Prison Law and the Mental Deficiency Law, in relation to converting the Eastern New York Reformatory into a State institution for mental defectives."

Also, Senate bill (No. 1306, Int. No. 1108) entitled "An act to amend the Public Lands Law, in relation to the abandonment of canal property used as a hydraulic canal."

Also, Senate bill (No. 1287, Int. No. 1089) entitled "An act to amend the Surrogate Court Act, in relation to compensation of guardian of the person."

Also, Senate bill (No. 1066, Int. No. 929) entitled "An act to amend chapter nine hundred and twenty-two of the Laws of nineteen hundred and twenty, entitled 'An act in relation to the Court of Claims and the jurisdiction, practice and procedure therein,' in relation to the laws repealed thereby."

Also, Senate bill (No. 1398, Int. No. 1165) entitled "An act authorizing the town board of the town of Rosendale, Ulster county, to issue certificates of indebtedness to pay certain claims against the said town of Rosendale which have been duly audited and for which no funds are available to pay the same."

Also, Senate bill (No. 852, Int. No. 768) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of John M. Steele against the State for damages sustained by him by reason of the trespass of the State of New York on property owned by him in the town of Pittsford in the construction of the Barge canal."

Also, Senate bill (No. 1048, Int. No. 923) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine claims against the State heretofore filed for compensation or damages for or on account of the appropriation of, or damages to property in connection with the construction of improved canals and canal terminals."

Also, Senate bill (No. 1300, Int. No. 1102) entitled "An act

to amend the Education Law, relative to the duties of the Commissioner of Education and school authorities respecting the instruction of illiterate persons above sixteen years of age, and authorizing the Commissioner of Education to apportion public moneys on account of teachers employed for such purpose."

Also, Senate bill (No. 1107, Int. No. 962) entitled "An act to amend the Education Law, in relation to appropriations by boards of supervisors and other local authorities for historical purposes."

Also, Senate bill (No. 1624, Int. No. 568) entitled "An act to provide for a department of assessment and taxation in and for the second and third class cities."

Also, Senate bill (No. 1663, Int. No. 400) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of Aldrich and Hall, Incorporated, and Ray S. Messenger, its assignee, or either or both of them, against the State for the unpaid amount earned under Barge canal terminal contract number seven for constructing dock wall at Fort Edward, New York; and for extra and additional work performed, and damages sustained in connection therewith; and for interest on the amount found due from the date the same should have been paid."

Also, Senate bill (No. 1499, Int. No. 958) entitled "An act to authorize the appointment of commissioners to 'the Port Authority' established by the agreement or compact between the States of New York and New Jersey within the 'port of New York,' and making an appropriation therefor," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bills to the Governor.

The Assembly returned the Senate bill (No. 146, Assembly Reprint No. 1834, Int. No. 144) entitled "An act to amend the Education Law, in relation to bonded indebtedness of school districts for certain purposes."

Also, Senate bill (No. 1412, Assembly Reprint No. 1919, Int. No. 547) entitled "An act to amend the Tax Law, in relation to the distribution of the income tax."

Also, Senate bill (No. 778, Assembly Reprint No. 1948, Int. No. 706) entitled "An act to amend chapter two hundred and

fifty-six of the Laws of nineteen hundred and seventeen, entitled 'An act to incorporate Catholic Charities Aid Associations,' in relation to guardianship powers."

Ordered, That the Clerk deliver said bills to the Governor.

The Assembly returned the Senate bill (No. 7, Int. No. 7) entitled as follows:

Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article two of the Constitution, in relation to qualification of voters.

Section 1. Resolved (if the Assembly concur), That section one of article two of the Constitution be amended to read as follows:

§ 1. Every citizen of the age of twenty-one years, who shall have been a citizen for ninety days, and an inhabitant of this state one year next preceding an election, and for the last four months a resident of the county and for the last thirty days a resident of the election district in which he or she may offer his or her vote, shall be entitled to vote at such election in the election district of which he or she shall at the time be a resident, and not elsewhere, for all officers that now are or hereafter may be elective by the people, and upon all questions which may be submitted to the vote of the people, provided however that a citizen by marriage shall have been an inhabitant of the United States for five years; and provided that in time of war no elector in the actual military service of the State or of the United States, in the army or navy thereof, shall be deprived of his or her vote by reason of his or her absence from such election district; and the legislature shall have power to provide the manner in which and the time and place at which such absent electors may vote, and for the return and canvass of their votes.

Notwithstanding the foregoing provisions, after January first, one thousand nine hundred and twenty-two, no person shall become entitled to vote by attaining majority, by naturalization or otherwise, unless such person is also able, except for physical disability, to read and write English; and suitable laws shall be passed by the Legislature to enforce this provision.

§ 2. Resolved (if the Assembly concur), That the foregoing amendment be submitted to the people for approval at the general election to be held in the year nineteen hundred and twenty-one, in accordance with the provisions of the election law.

with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said concurrent resolution to the Secretary of State.

Mr. Lusk moved that all further proceeding under the call of the Senate be suspended.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Lusk moved that the Senate do now adjourn until 10 A. M. tomorrow.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Whereupon, the Senate adjourned.

SATURDAY, APRIL 16, 1921

The Senate met pursuant to adjournment.

Prayer by Rev. Charles S. Hager.

The journal of yesterday was read and approved.

Mr. Lusk moved a call of the Senate.

The President put the question whether the Senate would agree to said motion and it was decided in the affirmative.

By direction of the President, the Clerk called the roll, when the following Senators responded:

Ames	Duell	Kavanaugh	Pitcher	Tolbert
Baumes	Duggan	Knight	Robinson	Towner
Bloomfield	Fearon	Lowman	Simpson	Walton
Burling	Ferris	Lusk	Smith	Whitley
Campbell	Gibbs	McGarry	Thayer	Wiswall
Draper	Karle	Meyer	Thompson	

The Clerk furnished a list of the absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the Senate with Messrs. Seidel, Harris, Hewitt, Swift, Lockwood, Davenport, Twomey, Strauss, McCue, Cotillo, Farrell, Dunnigan, Carson, Boylan, Walker, Katlin, Martin and Schackno, each of whom was excused.

Mr. Lusk moved that further proceedings be continued with the call pending.

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

The Special Joint Legislative Committee on Housing introduced a bill (Int. No. 1436) entitled "An act to amend the Tax

Law, in relation to the exemption from local taxation of buildings planned for dwellings purposes and validating the action of local legislative bodies in granting certain exemptions," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lusk introduced a bill (Int. No. 1437) entitled "An act to authorize the Appellate Division of the Supreme Court in the first department to admit Woodrow Wilson to practice law in the courts of this State," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent the rules were suspended and said bill ordered to a third reading.

The Assembly returned the Assembly bill (No. 1354, Senate Reprint No. 1710, Rec. No. 228) entitled "An act to authorize the State Commission of Highways to use stone, gravel and sand and to occupy a right of way on certain lands in the forest preserve in order to construct the State and county highways designated, described and set forth in chapter eighteen of the Laws of nineteen hundred and twenty-one," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the bill (No. 1317, Assembly Reprint No. 1996, Int. No. 728) entitled "An act to amend the Civil Service Law, in relation to retirement of officers and employees in the State civil service," with a message that they have concurred in the passage of the same with the following amendments:

Page 4, commencing in line 4, strike out all the matter after "5" down to and including "S 6" in line 19.

Mr. Lusk moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Meyer	Thompson
Bloomfield	Duggan	Katlin	Pitcher	Tolbert
Boylan	Dunnigan	Kavanaugh	Robinson	Towner
Burling	Farrell	Knight	Schackno	Twomey
Campbell	Fearon	Lockwood	Simpson	Walker
Carson	Ferris	Lowman	Smith	Walton
Cotillo	Gibbs	Lusk	Straus	Whitley
Davenport	Harris	McCue	Swift	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

The Assembly returned the Assembly bill (No. 424, Rec. No. 31) entitled "An act to amend chapter fifty-three of the Laws of eighteen hundred and eighty-two, entitled 'An act to provide for erecting and completing an addition to the town hall in Saratoga Springs,' in relation to the duties of the supervisor," with a message that said bill had been transmitted to the mayor of the city of Saratoga Springs for a hearing, and has been returned by said mayor with a message that the same was not accepted, and that said bill had been again duly passed by the Assembly.

Mr. Kavanaugh moved that said bill be again passed notwithstanding the objection of the city thereto.

The President put the question whether the Senate would agree to the final passage of said bill, notwithstanding the objection of the city, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Meyer	Thompson
Bloomfield	Duggan	Katlin	Pitcher	Tolbert
Boylan	Dunnigan	Kavanaugh	Robinson	Towner
Burling	Farrell	Knight	Seidel	Twomey
Campbell	Fearon	Lockwood	Simpson	Walker
Carson	Ferris	Lowman	Smith	Walton
Cotillo	Gibbs	Lusk	Straus	Whitley
Davenport	Harris	McCue	Swift	Wiswall

45

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in there repassage of the same.

The Assembly returned the bill (No. 1012, Assembly Reprint No. 2066, Int. No. 895) entitled "An act to amend the Village Law, in relation to the incorporation of villages," with a message that they have concurred in the passage of the same with the following amendments:

Page 3, line 4, strike out the bracket before the word "owners".

Page 3, line 5, strike out the bracket after the word "property" and insert the following in italics: "as assessed upon the last preceding town assessment roll, or,".

Page 3, line 5, insert a parenthesis before the word "being".

Page 3, line 5, after the word "half" insert in italics "or more".

Page 3, line 5, insert a parenthesis after the word "freeholders".

Page 3, line 5, insert a comma after the last parenthesis.

Page 3, line 12, strike out the brackets before and after the word "said", and strike out the word "foregoing".

Page 3, line 12, strike out the bracket before the word "owners".

Page 3, line 13, strike out the bracket after the word "situated".

Page 3, line 13, strike out the words "one-half of the resident freeholders".

Page 3, line 14, strike out the bracket before the word "constituting".

Page 3, line 15, strike out the bracket after the word "roll", and after the comma insert the following in italics: "excepting that in any such territory having a population of two thousand or more, such consent may be signed either by the owners of one-third of such assessed valuation or by one-half or more of the resident freeholders. The persons so executing such consent shall attach thereto their places of resident together with the assessed valuation of their real property".

Page 3, line 15, insert a bracket before the word "with".

Page 3, line 16, strike out the bracket before the word "and".

Page 4, line 3, strike out the bracket before the second "the".

Page 4, line 5, strike out the bracket after the word "roll" and insert a comma.

Page 4, line 5, strike out the words "one-half".

Page 4, line 6, strike out the words "of the resident freeholders within such territory."

Page 4, line 6, strike out the comma after the word "or".

Page 4, between lines 6 and 7, insert the following in italics:

"3. That, if the consent purports to be signed by one-half or

more of the resident freeholders in a territory having a population of two thousand or more, that the population of the territory is less than two thousand or that the persons signing such consent are not one-half of the resident freeholders thereof, or ”.

Page 4, line 7, bracket the numeral “ 3 ” and insert the numeral “ 4 ” in italics.

Page 4, line 10, bracket the numeral “ 4 ” and insert the numeral “ 5 ” in italics.

Mr. Davenport moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Campbell	Ferris	Lowman	Simpson	Walker
Carson	Gibbs	Lusk	Smith	Walton
Cotillo	Harris	McCue	Straus	Whitley
Davenport	Hewitt	McGarry	Swift	

44

FOR THE NEGATIVE

Fearon Wiswall

2

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

The Assembly returned the bill (No. 694, Assembly Reprint No. 2073, Int. No. 627) entitled “An act to amend the Decedent Estate Law, in relation to legacies and devises to issue of a decedent,” with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 4, strike out all after “ by ” and insert “ inserting therein a new section to be section forty-seven-a ”.

Line 2, strike out “ section fifty ”

Strike out lines 6 to 11 and insert in italics “ § 47-a. Issue to

take per stirpes. If a person dying after this section takes effect shall devise or bequeath any present or future interest in real or personal property to the "issue" of himself or another, such issue shall, if in equal degree of consanguinity to their common ancestor, take per capita, but if in unequal degree, per stirpes, unless a contrary intent is expressed in the will".

Mr. Duell moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Womey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

The Assembly returned the bill (No. 1460, Assembly Reprint No. 2056, Int. No. 1193) entitled "An act to amend the Insanity Law, in relation to the admission of patients to institutions, the use of hospital laboratories and the transfer of patients, and re-numbering certain sections of such law," with a message that they have concurred in the passage of the same with the following amendments:

Page 10, line 17, strike out the words "shall thereupon" and insert in place thereof the words "may in his discretion".

Mr. Knight moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

The Assembly returned the bill (No. 1058, Assembly Reprint No. 2059, Int. No. 10) entitled "An act to amend the Election Law, in relation to the adoption and use of voting machines in New York city," with a message that they have concurred in the passage of the same with the following amendments:

In the title strike out "New York city" and insert "cities of the first class".

Page 1, line 7, strike out "councils of all other" and insert in italics "council or other legislative governing body of each other city".

Page 1, line 8, strike out "cities" and insert in italics after the word "council" "or other legislative governing body".

Page 2, line 6, strike out the italicized matter and strike out lines 7, 8 and 9 and insert in italics: "If, prior to the expiration of thirty days after this section as hereby amended takes effect, such board of elections, common council or legislative governing body, as the case may be, of a city of the first class, shall have failed".

Page 2, line 12, after "board" insert in italics ", body".

Page 2, line 13, strike out the letter "s" at the end of "Councils", and insert in italics after "provide" the words "or continue to provide".

Page 2, line 23, strike out the letter "s" at the end of "councils", and strike out the word "of" before "other" and insert in place thereof in italics "or legislative governing body of any".

Page 2, line 24, strike out "cities" and insert in italics "city".

Page 3, line 1, after "elections" insert a comma and strike out "or".

Page 3, line 2, strike out the letter "s" at the end of councils", and insert in italics before "are" "or body".

Mr. Tolbert moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Martin	Thayer
Baumes	Duell	Karle	Meyer	Thompson
Bloomfield	Duggan	Katlin	Pitcher	Tolbert
Burling	Dunnigan	Kavanaugh	Robinson	Towner
Burlingame	Fearon	Knight	Seidel	Walton
Campbell	Ferris	Leckwood	Simpson	Whitley
Carson	Gibbs	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Swift	
				3

FOR THE NEGATIVE

Boylan	Downing	McCue	Schackno	Twomey
Cotillo	Farrell	McGarry	Straus	Walker
				10

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

The Assembly returned the bill (No. 1343, Assembly Reprint No. 2058, Int. No. 1126) entitled "An act to amend chapter five hundred and eighty-five of the Laws of nineteen hundred and eighteen, entitled 'An act relating to the construction of public works,' generally," with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 18, before the comma after the word "State" insert the following in italics: "having a population of more than one million according to the last preceding federal census or state enumeration".

Mr. Lusk moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Baumes	Duggan	Knight	Robinson	Towner
Bloomfield	Dunnigan	Lowman	Schackno	Twomey
Burling	Fearon	Lusk	Smith	Walker
Campbell	Ferris	Meyer	Swift	Walton
Carson	Hewitt	Mullan	Thayer	Whitley
Draper	Katlin	Pitcher	Thompson	Wiswall
Duell	Kavanaugh	Reischmann	Tolbert	

34

FOR THE NEGATIVE

Boylan	Lockwood	McGarry	Seidel	Simpson
Burlingame	McCue			

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Baumes	Duggan	Knight	Robinson	Towner
Bloomfield	Dunnigan	Lowman	Schackno	Twomey
Burling	Fearon	Lusk	Smith	Walker
Campbell	Ferris	Meyer	Swift	Walton
Carson	Hewitt	Mullan	Thayer	Whitley
Draper	Katlin	Pitcher	Thompson	Wiswall
Duell	Kavanaugh	Reischmann	Tolbert	

34

FOR THE NEGATIVE

Boylan	Lockwood	McGarry	Seidel	Simpson
Burlingame	McCue			

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

The Assembly returned the bill (No. 1377, Assembly Reprint No. 2057, Int. No. 1146) entitled "An act to amend the Highway Law, in relation to the disposition of registration fees for the construction and improvement of town highways and county roads," with a message that they have concurred in the passage of the same with the following amendments:

Page 4, line 7, after the word "Section" insert in italics "Three hundred and twenty".

Line 10, strike out the word "immediately" and insert "July 1, 1921".

Mr. Lowman moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cetillo	Harris	McGarry	Swift	Wiswall
Downing	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

A message from the Assembly was received, in the words following:

IN ASSEMBLY, *April 13, 1921.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Assembly bill (No. 1202, Reprint No. 2071, Rec. No. 232) entitled "An act to amend chapter one hundred and thirty of the Laws of nineteen hundred and fifteen, entitled 'An act to revise the charter of the city of Cohoes,' in relation to the collection of unpaid State and county taxes.

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Gaffers, said bill was recommitteed to the committee on affairs of cities with instructions to report the same forthwith, amended as follows:

Page 2, line 19, insert bracket "[" after the period.

Page 4, line 2, insert bracket "]" after the period.

Said bill as amended was read the third time and passed, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

By order

FRED W. HAMMOND,

Clerk.

Mr. Wiswall moved to reconsider the vote by which said bill was passed.

The President put the question whether the Senate would agree to reconsider the vote by which said bill was passed, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same as amended.

A message from the Assembly was received, in the words following:

IN ASSEMBLY, *April 15, 1921.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Assembly bill (No. 1410, Reprint No. 2083, Rec. No. 185) entitled "An act to amend the Highway

Law, in relation to registration and number plates for manufacturers of and dealers in trailers."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Betts, said bill was recommitted to the committee on internal affairs of towns, counties and public highways with instructions to report the same forthwith, amended as follows:

Page 1, line 8, strike out "four" insert "three".

Line 9, strike out "five" insert "four".

Line 10, strike out "5" insert "4".

Page 3, line 5, place brackets around words "Secretary of State" insert in italics "tax commission".

Page 4, line 1, place brackets around words "Secretary of State," insert "tax commission".

Line 4, after "effect" strike out "immediately" and insert "July first, nineteen hundred and twenty-one".

Said bill as amended was read the third time and passed, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

By order

FRED W. HAMMOND,

Clerk.

Mr. Lowman moved to reconsider the vote by which said bill was passed.

The President put the question whether the Senate would agree to reconsider the vote by which said bill was passed, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Strana	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the

Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same as amended.

A message from the Assembly was received, in the words following:

IN ASSEMBLY, April 11, 1921.

Pursuant to concurrent resolution of the Senate and Assembly, the mayor of the city of New York returned the Assembly bill (No. 56, Reprint No. 2039, Rec. No. 4) entitled "An act to amend the Greater New York charter, in relation to the transfer by the commissioner of parks for Manhattan to the president of the borough of Manhattan of a portion of sidewalk on the north-erly side of Fifty-ninth street, in the city of New York."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Steinberg, said bill was recom-mitted to the committee on affairs of cities with instructions to report the same forthwith, amended as follows:

Page 1, line 8, after the word "for" and before the word "Manhattan" insert "the borough of".

Page 1, line 8, strike out the following: "and Rich-".

Page 2, line 1, at the beginning of the line strike out the syllable "mond".

Said bill as amended was read the third time and passed, hav-ing been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

By order

FRED W. HAMMOND,

Clerk.

Mr. Boylan moved to reconsider the vote by which said bill was passed.

The President put the question whether the Senate would agree to reconsider the vote by which said bill was passed, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same as amended.

Mr. Ferris, from the committee on agriculture, to which was referred the Assembly bill introduced by Mr. Witter (No. 1829, Rec. No. 543) entitled "An act to amend the Agricultural Law, in relation to manufacture and sale of milk products," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hewitt, from the committee on finance, to which was referred the Senate bill introduced by Mr. Ferris (No. 1762, Int.

No. 1384) entitled "An act making an appropiation for the repair and upkeep of ditching machines owned by the State of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ferris, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Davenport, from the committee on taxation and retrenchment, to which was referred the Assembly bill introduced by Mr. Warren (No. 1271, Rec. No. 396) entitled "An act to permit the Bay Ridge Park Improvement Company to apply to the State Tax Commission for revision and readjustment of the taxes stated against it under section one hundred and eighty-two of the Tax Law, and acts amendatory thereof, based on its reports and otherwise for the years nineteen hundred and five to and through nineteen hundred and eleven, inclusive," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Davenport, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Blakely (No. 1756, Rec. No. 455) entitled "An act to amend the General City Law, in relation to prohibiting cities from increasing during any year the compensation of any of their employees after the same shall have been fixed by and in the budget for such year," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Duell and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Blakely (No. 479, Rec. No. 423) entitled "An act to amend the Civil Practice Act, in relation to fees of the county clerk in Westchester county," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Chamberlin

(No. 378, Rec. No. 196) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Henry Hart filed in the Court of Claims of the State of New York," reported in favor of the passage of the same with amendments, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Jesse (No. 1945, Rec. No. 478) entitled "An act conferring jurisdiction on the Court of Claims to hear, audit and determine the claims of certain contractors, subcontractors and material men for public works," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Draper (No. 1574, Int. No. 1266) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of Anna J. Cooley for personal injuries alleged to have been sustained by her by reason of the improper and negligent construction and maintenance by the State of a certain highway in the town of North Greenbush, Rensselaer county, leading from Albia, in the city of Troy, to the hamlet of Wynantskill," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Wheelock (No. 1615, Rec. No. 317) entitled "An act to amend the Domestic Relations Law, in relation to the amount and disposition of marriage license fees and the compensation of county clerks for recording and making reports of marriage licenses," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to

which was referred the Assembly bill introduced by Mr. Judson (No. 1695, Rec. 333) entitled "An act to amend the Domestic Relations Law, in relation to the adoption of children," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Lockwood, from the committee on public education, to which was referred the Senate bill introduced by Mr. Downing (No. 1052, Int. No. 461) entitled "An act to amend the Education Law, in relation to the tenure of office of superintendents of schools and associate superintendents," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Blakely (No. 918, Rec. No. 99) entitled "An act to promote the health and efficiency of firemen in cities of the State," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Ullman (No. 1337, Rec. No. 251) entitled "An act to amend the Judiciary Law, in relation to the appointment of temporary stenographer where official stenographer fails to attend," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Burlingame, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. J. G. Moore (No. 1959, Rec. No. 488) entitled "An act to amend the Lien Law, in relation to chattel mortgages on stocks of merchandise," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Assembly bill introduced by Mr. Burchill (No. 1177, Rec. No. 460) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Ed-

ward J. Lafferty, former patrolman, who resigned from such position in the year nineteen hundred and eighteen," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mullan, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Katlin (No. 1848, Int. No. 1425) entitled "An act to amend the Greater New York charter, in relation to the employees of ferries acquired by the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Martin (No. 603, Rec. No. 437) entitled "An act to release the interest of the people of the State of New York in certain real estate in Oneida and Herkimer counties to Oneida Presbytery," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Walton, from the committee on codes, to which was referred the Assembly bill introduced by Mr. Carroll (No. 1910, Rec. No. 525) entitled "An act to amend the Penal Law, in relation to the use of the national and State flags as receptacles for the collection of money," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the Assembly bill introduced by Mr. McCleary (No. 1192, Rec. No. 535) entitled "An act to amend the Public Buildings Law, in relation to the maintenance and improvement of the Guy Park house and grounds, making an appropriation therefor, and repealing an act in relation thereto," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Burlingame, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Kavanaugh (No. 1584, Int. No. 1276) entitled "An act to legalize and validate the acts and proceedings of the village of Waterford, its

voters, officers and agents, in relation to the issuance and sale of Second street paving bonds of said village, in the aggregate amount of fifteen thousand seven hundred and fifty dollars, to authorize the issuance of said bonds, and to provide for raising annually by tax, a sum sufficient to pay the principal and interest of such bonds as they become due," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Kavanaugh, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Hewitt, from the committee on finance, to which was referred the concurrent resolution introduced by Mr. Towner, relative to investigation of affairs of the State Architect's office, reported the same amended to read as follows:

Whereas, It is alleged that many contracts for the erection of public buildings designed by the State Architect have been erected in behalf of the State in violation of the statutes in relation thereto; and

Whereas, These contracts so alleged to have been illegally made may cause large losses to the State; and

Whereas, It is alleged that some of these contracts so executed have been awarded at sums largely in excess of the reasonable cost of the construction of the buildings provided for in such contracts; and

Whereas, The interests of the State should be protected by securing and preserving the facts and evidence in relation to the execution and validity of the contracts so alleged to have been unlawfully made in behalf of the State, and also the reasonable value of the work already performed thereunder so that the State may be enabled to properly resist and defend claims which may hereafter be made against the State on account of said contracts or for the value of the work done and materials furnished by reason thereof.

Resolved (if the Assembly concur), That a joint committee of the Senate and Assembly be hereby created, consisting of four members of the Senate, to be appointed by the President of the Senate, and five members of the Assembly, to be appointed by the Speaker of the Assembly, whose duty it shall be to investigate the affairs of the State Architect's office and particularly the letting and execution of contracts for the construction of public buildings of the State.

Resolved, That such committee report to the Legislature of nineteen hundred and twenty-two on or before February first.

Resolved, That such committee be authorized to choose from among its members a chairman, employ counsel, stenographers and necessary clerical assistants, to sit anywhere within the State, to adopt rules for the conduct of its proceedings, and otherwise have all the powers of a legislative committee.

Resolved, That the expenses of such committee, not exceeding five thousand dollars, be paid from the money appropriated for the contingent expenses of the Legislature, upon vouchers audited and approved as prescribed by law.

The President put the question whether the Senate would agree to said resolution as amended, and it was determined in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Dunnigan	Lowman	Smith	Tolbert
Baumes	Ferris	Lusk	Straus	Towner
Bloomfield	Gibbs	McGarry	Swift	Twomey
Burling	Katlin	Martin	Thayer	Walton
Campbell	Kavanaugh	Meyer	Thompson	Wiswall
Duggan	Lockwood	Pitcher		

28

FOR THE NEGATIVE

Burlingame	Duell	Karle	Robinson	Walker
Carson	Fearon	Knight	Seidel	Whitley
Draper	Hewitt	McCue	Simpson	

14

Ordered, That the Clerk deliver said resolution to the Assembly and request their concurrence therein.

Mr. Hewitt, from the committee on finance, to which was referred the concurrent resolution introduced by Mr. Yale, relative to printing copies of resolution and proceedings relative to the service of Hon. Gordon H. Peck, reported the same amended to read as follows:

Resolved (if the Senate concur), That three thousand copies of the resolution and proceedings expressing the sense of the Assembly relative to the service in the Assembly of Honorable Gordon H. Peck, and a suitable memorial be printed of such resolution and memorial and be distributed as follows: Fifty copies to each member of Assembly, 50 copies to each Senator, 200 copies to the State officers, and the balance to the executors of the will of the deceased.

Resolved, That the expenses of printing said proceedings be paid out of the appropriations made for printing for the Legislature.

The President put the question whether the Senate would agree to said resolution as amended, and it was determined in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said resolution to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

Mr. Hewitt, from the committee on finance, to which was referred the concurrent resolution introduced by Mr. Betts, relative to authorization to purchase ten thousand copies of the New York Red Book of 1921, reported in favor of the adoption of the same.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said resolution to the Assembly, with a message that the Senate has concurred in the passage of the same.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 608, Rec. No. 347) entitled "An act to amend chapter one hundred and seventy-eight of the Laws of nineteen hundred and nineteen, entitled 'An act to provide for the acquisition of lands and the construction of a tunnel or tunnels jointly with the State of New Jersey, for vehicular and pedestrian traffic under the Hudson river and between the States of New York and New Jersey, and making an appropriation there-

for,' in relation to the organization of the commission and the conduct of its legal business," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the State inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Mr. Simpson moved that said bill be recommitted to the committee on public service with instruction to strike out the enacting clause.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Baumes	Draper	Katlin	Robinson	Tolbert
Bloomfield	Duell	Lockwood	Seidel	Towner
Boylan	Duggan	Lowman	Simpson	Twomey
Campbell	Farrell	McGarry	Smith	Walton
Cotillo	Gibbs	Meyer	Straus	Whitley
Davenport	Karle	Pitcher	Thompson	29

FOR THE NEGATIVE

Ames	Kavanaugh	Lusk	Schackno	Walker
Burlingame	Knight	Mullan	Thayer	Wiswall
Harris				11

The committee on rules reported the following, namely, that Assembly bill (Printed No. 918, Rec. No. 99) entitled "An act to promote the health and efficiency of firemen in cities of the State," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not

more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Said Assembly bill having been announced for third reading, Mr. Lusk moved that said bill be recommitted to the committee on affairs of cities with instructions to said committee to report the same forthwith, amended as follows:

Page 1, line 4, strike out the comma after "first" and insert in place thereof the word "or", and strike out "or third".

Page 2, line 12, strike out the comma after "first" and insert in place thereof the word "or", and strike out "or third".

Page 3, line 4, strike out "June" and insert "January".

Line 5, strike out "twenty-one" and insert "twenty-two".

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Mullan, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The said Assembly bill, as amended, was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, as amended, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Swift
Baumes	Duell	Katlin	Meyer	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Robinson	Tolbert
Burling	Farrell	Lockwood	Schackno	Towner
Burlingame	Fearon	Lowman	Seidel	Twomey
Campbell	Ferris	Lusk	Simpson	Walker
Carson	Harris	McCue	Smith	Walton
Cotillo	Hewitt	McGarry	Straus	Whitley
Davenport				

46

FOR THE NEGATIVE

Gibbs Wiswall

2

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 1991, Rec. No. 542) entitled "An act in relation to the appointment of marshals or constables of the inferior courts of civil jurisdiction in cities of the first class," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Meyer	Thompson
Baumes	Duell	Katlin	Mullan	Tolbert
Bloomfield	Duggan	Kavanaugh	Pitcher	Towner
Burling	Fearon	Knight	Reischmann	Walton
Burlingame	Ferris	Lockwood	Simpson	Whitley
Campbell	Gibbs	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Thayer	
				34

FOR THE NEGATIVE

Boylan	Downing	McCue	Schackno	Twomey
Cotillo	Dunnigan	McGarry	Seidsl	Walker
				10

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1762, Int. No. 1384) entitled "An act making an appropriation for the repair and upkeep of ditching machines owned by the State of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Mullan	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		
				48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1962, Rec. No. 492) entitled "An act to provide means for the support of government," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Luak	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1271, Rec. No. 396) entitled "An act to permit the Bay Ridge Park Improvement Company to apply to the State Tax Commission for revision and readjustment of the taxes stated against it under section one hundred and eighty-two of the Tax Law, and acts amendatory thereof, based on its reports and otherwise for the years nineteen hundred and five to and through nineteen hundred and eleven, inclusive," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Harris	McCue	Swift
Baumes	Draper	Hewitt	McGarry	Thayer
Bloomfield	Duell	Karle	Meyer	Thompson
Boylan	Duggan	Katlin	Pitcher	Tolbert
Burling	Dunnigan	Kavanaugh	Robinson	Towner
Burlingame	Farrell	Knight	Seidel	Twomey
Campbell	Fearon	Lockwood	Simpson	Walton
Carson	Ferris	Lowman	Smith	Whitley
Cotillo	Gibbs	Lusk	Straus	Wiswall

45

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1781, Int. No. 1387) entitled "An act to legalize the publication of all legal instruments, papers, documents and notices heretofore published in the Buffalo Legal Daily," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Lockwood	Schackno	Towner
Burling	Farrell	Lowman	Seidel	Twomey
Burlingame	Fearon	Lusk	Simpson	Walker
Campbell	Ferris	McCue	Smith	Walton
Carson	Gibbs	McGarry	Straus	Whitley
Cotillo	Harris	Martin	Swift	Wiswall
Davenport	Hewitt			

47

FOR THE NEGATIVE

Knight

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1735, Int. No. 1359) entitled "An act to amend the General Business Law, in relation to the sale of tickets of admission to theatres and places of amusement," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1932, Rec. No. 487) entitled "An act to amend the General Business Law, in relation to fraudulent practices in respect of stocks, bonds and other securities," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1968, Rec. No. 451) entitled "An act to authorize the Canal Board to compromise, settle and adjust the claim and demands of water power claimants and owners of water power rights and privileges appurtenant to State canal dams constituting a part of the improved canals," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the negative, a majority of all the Senators elected not voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Baumes	Duggan	Kavanaugh	Simpson	Towner
Bloomfield	Fearon	Lockwood	Smith	Walton
Campbell	Hewitt	Lowman	Thayer	Whitley
Carson	Karle	McCue	Thompson	Wiswall
Draper	Katlin	Mullan	Tolbert	
				24

FOR THE NEGATIVE

Ames	Duell	Lusk	Robinson	Swift
Boylan	Ferris	McGarry	Schackno	Twomey
Burling	Gibbs	Meyer	Seidel	Walker
Davenport	Knight	Pitcher	Straus	
				19

Mr. Walton moved to reconsider the vote by which said bill was lost, and that his motion lie upon the table.

The President put the question whether the Senate would agree to said motion to lay upon the table, and it was decided in the affirmative.

Mr. Walton moved to take from the table the motion to reconsider the vote by which the Assembly bill (No. 1968, Rec. No. 451) entitled "An act to authorize the Canal Board to compromise, settle and adjust the claim and demands of water power claimants and owners of water power rights and privileges appurtenant to State canal dams constituting a part of the improved canals," was lost.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President put the question whether the Senate would agree to said motion to reconsider, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Katlin	Meyer	Thayer
Baumes	Duell	Kavanaugh	Pitcher	Thompson
Bloomfield	Duggan	Knight	Robinson	Tolbert
Boylan	Dunnigan	Lockwood	Schackno	Towner
Burling	Farrell	Lowman	Seidel	Twomey
Burlingame	Fearon	Lusk	Simpson	Walker
Campbell	Ferris	McCue	Smith	Walton
Carson	Harris	McGarry	Straus	Whitley
Cotillo	Hewitt	Martin	Swift	Wiswall
Davenport	Karle			

47

FOR THE NEGATIVE

Gibbs

1

The said Assembly bill was again read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Bloomfield	Hewitt	Martin	Simpson	Towner
Campbell	Karle	Meyer	Smith	Twomey
Carson	Kavanaugh	Mullan	Thayer	Walton
Dunnigan	Lockwood	Pitcher	Thompson	Whitley
Fearon	McCue	Robinson	Tolbert	Wiswall
Harris				

26

FOR THE NEGATIVE

Ames	Cotillo	Farrell	Lusk	Straus
Boylan	Davenport	Ferris	McGarry	Swift
Burling	Draper	Gibbs	Schackno	Walker
Burlingame	Duell	Knight	Seidel	

19

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1723, Rec. No. 456) entitled "An act to amend the Second Class Cities Law, in relation to duties of corporation counsel in bastardy proceedings," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lowman	Seidel	Twomey
Burlingame	Fearon	Lockwood	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1141, Rec. No. 296) entitled "An act to amend the General City Law, in relation to fees to be charged in the city of New York for plates or signs for licensed plumbers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1756, Rec. No. 455) entitled "An act to amend the General City Law, in relation to prohibiting cities from increasing during any year the compensation of any of their

employees after the same shall have been fixed by and in the budget for such year," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Meyer	Thompson
Bloomfield	Duggan	Katlin	Pitcher	Tolbert
Boylan	Dunnigan	Kavanaugh	Robinson	Towner
Burling	Farrell	Knight	Seidel	Twomey
Burlingame	Fearon	Lockwood	Simpson	Walker
Campbell	Ferris	Lowman	Smith	Walton
Carson	Gibbs	Lusk	Straus	Whitley
Cotillo	Harris	McCue	Swift	Wiswall
Davenport				

46

Ordered, that the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1782, Int. No. 1388) entitled "An act in relation to the appointment of clerks, deputy clerks and assistant clerks of the inferior courts of civil jurisdiction in cities of the first class," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Swift
Baumes	Duell	Karle	Martin	Thayer
Bloomfield	Duggan	Katlin	Meyer	Thompson
Boylan	Dunnigan	Kavanaugh	Pitcher	Tolbert
Burling	Farrell	Knight	Robinson	Towner
Burlingame	Fearon	Lockwood	Seidel	Twomey
Campbell	Ferris	Lowman	Simpson	Walton
Carson	Gibbs	Lusk	Smith	Whitley
Cotillo	Harris	McCue	Straus	Wiswall
Davenport				

46

FOR THE NEGATIVE

Schackno Walker

2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 479, Rec. No. 423) entitled "An act to amend the Civil Practice Act, in relation to fees of the county clerk in Westchester county," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Meyer	Thompson
Bloomfield	Duggan	Katlin	Pitcher	Tolbert
Hoylan	Dunnigan	Kavanaugh	Robinson	Towner
Burling	Farrell	Knight	Seidel	Twomey
Burlingame	Fearon	Lockwood	Simpson	Walker
Campbell	Ferris	Lowman	Smith	Walton
Carson	Gibbs	Luak	Straus	Whitley
Cotillo	Harris	McCue	Swift	Wiswall
Davenport				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1852, Int. No. 1428) entitled "An act to amend the Civil Practice Act, in relation to actions to recover real property in certain cities," having been announced for third reading, Mr. Lockwood moved that said bill be recommitted to the committee on affairs of cities, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Mullan, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The said Senate bill, as amended, was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, as amended, the necessity for the immediate passage of the same having been certified by the

Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burlingame	Farrell	Lockwood	Seidel	Twomey
Campbell	Fearon	Lowman	Simpson	Walker
Carson	Ferris	Lusk	Smith	Walton
Cotillo	Gibbs	McCue	Straus	Whitley
Davenport	Harris	McGarry	Swift	Wiswall
	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein, as amended.

The Senate bill (No. 1853, Int. No. 1429) entitled "An act to amend the Civil Practice Act, in relation to summary proceedings to recover the possession of real property in certain cities," having been announced for third reading, Mr. Lockwood moved that said bill be recommitted to the committee on affairs of cities, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Mullan, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The said Senate bill, as amended, was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert

Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein, as amended.

The Senate bill (No. 1447, Int. No. 973) entitled "An act to amend the Code of Civil Procedure, in relation to fees of printers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1743, Int. No. 1367) entitled "An act to amend the Code of Civil Procedure, in relation to summary proceedings to recover the possession of real property in cities of the first class and in cities in a county adjoining a city of the first class for default in the payment of rent," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Reischmann	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1169, Senate Reprint No. 1824, Rec. No. 135) entitled "An act to amend the Code of Criminal Procedure, in relation to peace officers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows.

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Senate bill (No. 1846, Int. No. 1423) entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, in relation to appointment and compensation of all employees," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Swift
Baumes	Duell	Karle	Martin	Thayer
Bloomfield	Duggan	Katlin	Meyer	Thompson
Boylan	Dunnigan	Kavanaugh	Pitcher	Tolbert
Burling	Farrell	Knight	Robinson	Towner
Burlingame	Fearon	Lockwood	Seidel	Twomey
Campbell	Ferris	Lowman	Simpson	Walton
Carson	Gibbs	Lusk	Smith	Whitley
Cotillo	Harris	McCue	Straus	Wiswall
Davenport				

46

FOR THE NEGATIVE

Schackno Walker

2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1797, Int. No. 1394) entitled "An act to amend the Court of Claims Act, generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1574, Int. No. 1266) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of Anna J. Cooley for personal injuries alleged to have been sustained by her by reason of the improper and negligent construction and maintenance by the State of a certain

highway in the town of North Greenbush, Rensselaer county, leading from Albia, in the city of Troy, to the hamlet of Wynants-kill," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected, voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Harris	McCue	Thayer	
Baumes	Draper	Hewitt	McGarry	Thompson	
Bloomfield	Duell	Karle	Meyer	Tolbert	
Boylan	Dunnigan	Kavanaugh	Pitcher	Towner	
Burling	Farrell	Knight	Robinson	Twomey	
Campbell	Fearon	Lockwood	Seidel	Walton	
Carson	Ferris	Lowman	Smith	Whitley	
Cotillo	Gibbs	Lusk	Swift	Wiswall	40

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker	6
Duggan					

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1945, Rec. No. 478) entitled "An act conferring jurisdiction on the Court of Claims to hear, audit and determine the claims of certain contractors, subcontractors and material men for public works," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draner	Hewitt	McGarry	Thayer	
Baumes	Duell	Karle	Meyer	Thompson	
Bloomfield	Dunnigan	Kavanaugh	Pitcher	Tolbert	
Boylan	Farrell	Knight	Robinson	Towner	
Burling	Fearon	Lockwood	Seidel	Twomey	
Campbell	Ferris	Lowman	Simpson	Walton	
Carson	Gibbs	Lusk	Smith	Whitley	
Cotillo	Harris	McCue	Swift	Wiswall	
Davenport					41

FOR THE NEGATIVE

Burlingame	Duggan	Katlin	Straus	Walker	5
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 378, Rec. No. 196) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Henry Hart filed in the Court of Claims of the State of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Harris	McCue	Thayer	
Baumes	Draper	Hewitt	McGarry	Thompson	
Bloomfield	Duell	Karle	Meyer	Tolbert	
Boylan	Lunnigan	Kavanaugh	Pitcher	Towner	
Burling	Farrell	Knight	Robinson	Twomey	
Campbell	Fearon	Lockwood	Seidel	Walton	
Carson	Ferris	Lowman	Smith	Whitley	
Cotillo	Gibbs	Lusk	Swift	Wiswall	40

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker	6
Duggan					

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1838, Int. No. 1415) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of certain contractors under contracts heretofore let by the Commission on New Prisons," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Martin	Thompson
Bloomfield	Dunnigan	Kavanaugh	Meyer	Tolbert
Boylan	Farrell	Knight	Pitcher	Towner
Burling	Fearon	Lockwood	Robinson	Twomey
Campbell	Ferris	Lowman	Seidel	Walton
Carson	Gibbs	Lusk	Smith	Whitley
Cotillo	Harris	McCue	Swift	Wiswall
Davenport				

41

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	Walker
Duggan	Schackno			

7

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1482, Rec. No. 464) entitled "An act to amend chapter nine hundred and twenty-two of the Laws of nineteen hundred and twenty, entitled 'An act in relation to the Court of Claims and the jurisdiction, practice and procedure therein,' in relation to the laws repealed thereby," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1478, Rec. No. 258) entitled "An act

to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of George J. Vail against the State for damages to and loss of use of an automobile stolen by George Stivers and Marcus Bassett, inmates of Sing Sing prison, while such inmates were in the act of escaping from such prison and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Martin	Thompson
Bloomfield	Dunnigan	Kavanaugh	Meyer	Tolbert
Boylan	Farrell	Knight	Pitcher	Towner
Burling	Fearon	Lockwood	Robinson	Twomey
Campbell	Ferris	Lowman	Seidel	Walton
Carson	Gibbs	Lusk	Smith	Whitley
Cotillo	Harris	McCue	Swift	Wiswall
Downing				

41

FOR THE NEGATIVE

Burlingame	Katlin	Simpson	Straus	
Duggan	Schackno			Walker

7

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1856, Rec. No. 414) entitled "An act to amend the Decedent Estate Law, in relation to the rights of a surviving husband or wife to a share of the personal estate of the other," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Katlin	Meyer	Thompson
Baumes	Farrell	Knight	Mullan	Tolbert
Boylan	Fearon	Lockwood	Pitcher	Towner

Burling	Ferris	Lowman	Seidel	Twomey	
Burlingame	Hewitt	Lusk	Simpson	Walton	
Carson	Karle	McCue	Straus		29

FOR THE NEGATIVE

Bloomfield	Dunnigan	Schackno	Thayer	Whitley	
Campbell	Kavanaugh	Smith	Walker	Wiswall	
Duell	Robinson	Swift			13

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1615, Rec. No. 317) entitled "An act to amend the Domestic Relations Law, in relation to the amount and disposition of marriage license fees and the compensation of county clerks for recording and making reports of marriage licenses," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer	
Baumes	Duell	Katlin	Pitcher	Thompson	
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert	
Boylan	Dunnigan	Knight	Schackno	Towner	
Burling	Farrell	Lockwood	Seidel	Twomey	
Burlingame	Fearon	Lowman	Simpson	Walker	
Campbell	Ferris	Lusk	Smith	Walton	
Carson	Gibbs	McCue	Straus	Whitley	
Cotillo	Harris	McGarry	Swift	Wiswall	
Davenport	Hewitt	Martin			48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1695, Rec. No. 333) entitled "An act to amend the Domestic Relations Law, in relation to the adoption of children," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1052, Int. No. 461) entitled "An act to amend the Education Law in relation to the tenure of office of superintendents of schools and associate superintendents," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Meyer	Thompson
Bloomfield	Duggan	Katlin	Pitcher	Tolbert
Boylan	Dunnigan	Kavanaugh	Robinson	Towner
Burling	Farrell	Knight	Seidel	Twomey
Burlingame	Fearon	Lockwood	Simpson	Walker
Campbell	Ferris	Lowman	Smith	Walton
Carson	Gibbs	Lusk	Straus	Whitley
Cotillo	Harris	McCue	Swift	Wiswall
Davenport				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1193, Senate Reprint No. 1834, Rec. No. 262) entitled "An act to amend the Education Law, in relation to salary of librarian of law library in Bronx county," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Swift
Baumes	Duell	Katlin	Meyer	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Robinson	Tolbert
Burling	Farrell	Lockwood	Schackno	Towner
Burlingame	Fearon	Lowman	Seidel	Twomey
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt			

47

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Assembly bill (No. 603, Rec. No. 437) entitled "An act to release the interest of the people of the State of New York in certain real estate in Oneida and Herkimer counties to Oneida Presbytery," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, two-thirds of all the Senators elected voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Swift
Baumes	Duell	Katlin	Meyer	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Robinson	Tolbert
Burling	Farrell	Lockwood	Schackno	Towner
Burlingame	Fearon	Lowman	Seidel	Twomey
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt			

47

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1780, Int. No. 1366) entitled "An act to amend chapter one hundred and thirty-six of the Laws of nineteen hundred and twenty, entitled 'An act in relation to defense in actions based upon unjust, unreasonable and oppressive agreements for rent of premises occupied for dwelling purposes in cities of the first class or in cities in a county adjoining a city of the first class,' generally," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1399, Senate Reprint No. 1778, Rec. No. 278) entitled "An act to amend chapter eight hundred and six of the Laws of nineteen hundred and twenty, entitled 'An act to create a commission to represent the State of New York at hearings before the International Joint Commission on Boundary Waters, created under and by virtue of article nine of the convention concluded on January eleventh, nineteen hundred and nine, between the United States and the Dominion of Canada, and making an appropriation therefor,' in relation to the extent of the powers of the commission, and making an appropriation therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and

upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Mullan	Tolbert
Burling	Duggan	Kavanaugh	Pitcher	Towner
Burlingame	Fearon	Knight	Robinson	Walton
Campbell	Ferris	Lockwood	Simpson	Whitley
Carson	Gibbs	Lowman	Smith	Wiswall
Davenport	Harris	Lusk	Swift	

39

FOR THE NEGATIVE

Boylan	Farrell	McGarry	Seidel	Twomey
Cotillo	McCue	Schackno	Straus	Walker
Dunnigan				

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Assembly bill (No. 1337, Rec. No. 251) entitled "An act to amend the Judiciary Law, in relation to the appointment of temporary stenographer where official stenographer fails to attend," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1831, Int. No. 1) entitled "An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court in the eighth judicial district and the publication of legal advertisements," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1799, Int. No. 1396) entitled "An act to amend the Judiciary Law, relative to fees and mileage of trial jurors," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1959, Rec. No. 488) entitled "An act to amend the Lien Law, in relation to chattel mortgages on stocks of merchandise," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 916, Senate Reprint No. 1835, Rec. No. 442) entitled "An act to amend the Military Law, in relation to compensation of State and municipal officers and employees returning from military or naval duty," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton

Carson
Cotillo
Davenport

Gibbs
Harris
Hewitt

McCue
McGarry
Martin

Straus
Swift

Whitley
Wiswall

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Assembly bill (No. 1417, Senate Reprint No. 1832, Rec. No. 208) entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames
Baumes
Bloomfield
Boylan
Burling
Burlingame
Campbell
Carson
Cotillo
Davenport

Draper
Duell
Duggan
Dunnigan
Farrell
Fearon
Ferris
Gibbs
Harris
Hewitt

Karle
Katlin
Kavanaugh
Knight
Lockwood
Lowman
Lusk
McCue
McGarry
Martin

Meyer
Pitcher
Robinson
Schackno
Seidel
Simpson
Smith
Straus
Swift

Thayer
Thompson
Tolbert
Towner
Twomey
Walker
Walton
Whitley
Wiswall

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Senate bill (No. 1810, Int. No. 1408) entitled "An act to amend the General Municipal Law, in relation to medical and surgical treatment of veterans, in hospitals, at the expense of cities and counties," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1370, Senate Reprint No. 1833, Rec. No. 191) entitled "An act to amend the General Municipal Law, in relation to the payment to legal guardians of awards, in any city of over one million inhabitants, made by child welfare board," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Senate bill (No. 1850, Int. No. 1045) entitled "An act authorizing the Public Service Commission of the First District to permit the operation of the street railway line of the Nassau Electric Railroad Company, in the borough of Brooklyn, commonly known as the Central and Park avenue line, without exchanging transfers with connecting lines, notwithstanding the

provisions of any charter, franchise, agreement or statute," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Hewitt	Lusk	Swift
Baumes	Draper	Karle	Martin	Thayer
Bloomfield	Duell	Katlin	Meyer	Thompson
Burling	Fearon	Kavanaugh	Pitcher	Towner
Burlingame	Ferris	Knight	Robinson	Walton
Campbell	Gibbs	Lockwood	Simpson	Whitley
Carson	Harris	Lowman	Smith	Wiswall
				35

FOR THE NEGATIVE

Boylan	Dunnigan	McGarry	Straus	Twomey
Cotillo	Farrell	Schackno	Tolbert	Walker
Duggan	McCue	Seidel		
				13

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1798, Int. No. 1395) entitled "An act to amend the New York City Court Act, relating to messengers," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		
				48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1802, Int. No. 1399) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of William Specklin, former patrolman, who resigned from such position in the year nineteen hundred and nineteen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Cotillo	Ferris	Lockwood	Thayer
Baumes	Davenport	Gibbs	Lowman	Thompson
Bloomfield	Draper	Harris	Lusk	Towner
Boylan	Duell	Hewitt	McCue	Twomey
Burling	Dunnigan	Karle	McGarry	Walton
Campbell	Farrell	Kavanaugh	Martin	Whitley
Carson	Fearon	Knight	Smith	Wiswall

35

FOR THE NEGATIVE

Burlingame	Meyer	Seidel	Straus	Tolbert
Duggan	Schackno	Simpson	Swift	Walker
Katlin				

11

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1809, Int. No. 1407) entitled "An act conferring jurisdiction on the police commissioner of the city of New York to increase the pension heretofore awarded to George A. Groesch, a former police officer of such city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Cotillo	Ferris	Lockwood	Thayer
Baumes	Davenport	Gibbs	Lowman	Thompson
Bloomfield	Draper	Harris	Lusk	Towner
Boylan	Duell	Hewitt	McCue	Twomey

Burling Campbell Carson	Dunnigan Farrell Fearon	Karle Kavanaugh Knight	McGarry Martin Smith	Walton Hewitt Wiswall	35
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FOR THE NEGATIVE

Burlingame Duggan Katlin	Meyer Schackno	Seidel Simpson	Straus Swift	Tolbert Walker	11
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1840, Int. No. 1417) entitled "An act authorizing the board of estimate and apportionment of the city of New York to pay the claim of the Seventh Regiment, National Guard, New York, for expenses incurred in the installation of a mess hall and kitchen in the armory of such regiment," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Ptcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1177, Rec. No. 460) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Edward J. Lafferty, former patrolman, who resigned from such position in the year nineteen hundred and eighteen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Meyer	Thompson
Bloomfield	Dunnigan	Kavanaugh	Pitcher	Tolbert
Boylan	Farrell	Knight	Robinson	Towner
Burling	Fearon	Lockwood	Seidel	Twomey
Campbell	Ferris	Lowman	Simpson	Walton
Carson	Gibbs	Lusk	Smith	Whitley
Cotillo	Harris	McCue	Swift	Wiswall
Davenport				41

FOR THE NEGATIVE

Burlingame	Duggan	Katlin	Straus	Walker	5
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1826, Int. No. 232) entitled "An act to amend the Greater New York charter, in relation to the acquisition of real property for streets and parks," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1817, Int. No. 889) entitled "An act to amend the Greater New York charter, in relation to the relief and pension fund of the fire department," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Thompson
Baumes	Duell	Katlin	Pitcher	Tolbert
Bloomfield	Dunnigan	Kavanaugh	Robinson	Towner
Boylan	Farrell	Knight	Seidel	Twomey
Burlingame	Fearon	Lockwood	Simpson	Walker
Campbell	Ferris	Lowman	Smith	Walton
Carson	Gibbs	Lusk	Swift	Whitley
Cotillo	Harrie	McCue	Thayer	Wiswall
Davenport	Hewitt	McGarry		

43

FOR THE NEGATIVE

Burlingame	Duggan	Meyer	Schackno	Straus	5
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1792, Int. No. 1404) entitled "An act to amend the Greater New York charter, in relation to the salary and pension rights of police lieutenants assigned to the detective bureau or division in the police department of such city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Harris	Lusk	Thayer
Baumes	Draper	Hewitt	McCue	Thompson
Bloomfield	Duell	Karle	McGarry	Towner
Boylan	Dunnigan	Kavanaugh	Martin	Twomey
Burlingame	Farrell	Knight	Pitcher	Walton
Campbell	Fearon	Lockwood	Robinson	Whitley
Carson	Ferris	Lowman	Smith	Wiswall
Cotillo	Gibbs			

37

FOR THE NEGATIVE

Burlingame	Meyer	Seidel	Straus	Tolbert
Duggan	Schackno	Simpson	Swift	Walker
Katlin				

11

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1848, Int. No. 1425) entitled "An act to amend the Greater New York charter, in relation to the employees of ferries acquired by the city of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Meyer	Thompson
Bloomfield	Duggan	Katlin	Pitcher	Tolbert
Boylan	Dunnigan	Kavanaugh	Robinson	Towner
Burling	Farrell	Knight	Seidel	Twomey
Burlingame	Fearon	Lockwood	Simpson	Walker
Campbell	Ferris	Lowman	Smith	Walton
Carson	Gibbs	Lusk	Straus	Whitley
Cotillo	Harris	McCue	Swift	Wiswall
Davenport				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

Mr. Twomey moved to take from the table the motion to reconsider the vote by which the Senate bill (No. 972, Int. No. 645) entitled "An act to amend the Greater New York charter, in relation to the annual salaries of the mayor, the comptroller, the president, vice-chairman, chairman of the finance committee, majority and minority leaders of the board of aldermen, and the aldermen," was lost.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President put the question whether the Senate would agree to said motion to reconsider, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner

Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

The said Senate bill was again read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	Martin	Swift
Baumes	Draper	Harris	Meyer	Thayer
Bloomfield	Duell	Hewitt	Mullan	Thompson
Boylan	Duggan	Karle	Pitcher	Towner
Burling	Dunnigan	Kavanaugh	Reischmann	Twomey
Burlingame	Farrell	Knight	Schackno	Walton
Campbell	Fearon	McCue	Simpson	Whitley
Carson	Ferris	McGarry	Straus	Wiswall
Cotillo				

41

FOR THE NEGATIVE

Katlin	Lowman	Robinson	Smith	Walker
Lockwood	Lusk	Seidel	Tolbert	

9

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 740, Rec. No. 149) entitled "An act to amend the Greater New York charter, in relation to sheds upon wharf property," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker

Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1746, Int. No. 1370) entitled "An act to amend the New York City Municipal Court Code, in relation to the appointment, compensation, duties and powers of referees," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Swift
Baumes	Duell	Katlin	Meyer	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Robinson	Tolbert
Burling	Farrell	Lockwood	Schackno	Towner
Burlingame	Fearon	Lowman	Seidel	Twomey
Campbell	Ferris	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt			

47

FOR THE NEGATIVE

Walker 1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1748, Int. No. 1372) entitled "An act to amend the New York City Municipal Court Code, in relation to change of boundaries of the seventh district in the borough of Manhattan, and providing for an additional district in said borough, and for additional justices in said districts," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1773, Int. No. 1371) entitled "An act to amend the Municipal Court Code of the City of New York, providing for an additional justice in the fourth municipal court district of the borough of Brooklyn," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1214, Int. No. 1038) entitled "An act to amend the New York City Municipal Court Code, in relation to the districts and number of justices of such court, establishing two new districts and providing for new justices and employees thereof," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Straus
Baumes	Duell	Karle	Martin	Swift
Bloomfield	Duggan	Katlin	Pitcher	Thayer
Burlingame	Dunnigan	Kavanaugh	Robinson	Thompson
Burlingame	Farrell	Knight	Schackno	Towner
Campbell	Fearon	Lockwood	Seidel	Walton
Carson	Ferrie	Lowman	Simpson	Whitley
Cotillo	Gibbs	Lusk	Smith	Wiswall
Davenport	Harris	McCue		

43

FOR THE NEGATIVE

Boylan	Meyer	Tolbert	Twomey	Walker	5
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Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1910, Rec. No. 525) entitled "An act to amend the Penal Law, in relation to the use of the national and State flags as receptacles for the collection of money," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Meyer	Thompson
Bloomfield	Duggan	Katlin	Pitcher	Tolbert
Boylan	Dunnigan	Kavanaugh	Robinson	Towner
Burlingame	Farrell	Knight	Seidel	Twomey
Burlingame	Fearon	Lockwood	Simpson	Walker
Campbell	Ferrie	Lowman	Smith	Walton
Carson	Gibbs	Lusk	Straus	Whitley
Cotillo	Harris	McCue	Swift	Wiswall
Davenport				

46

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1770, Int. No. 840) entitled "An act to amend the Personal Property Law, in relation to conditional sale of goods and chattels, and to make uniform the law relating thereto," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the negative, a majority of all the Senators elected not voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Gibbs	Lockwood	Schackno	
Burlingame	Duell	Hewitt	Lusk	Swift	
Campbell	Ferris	Knight	Pitcher	Tolbert	15

FOR THE NEGATIVE

Bloomfield	Dunnigan	McGarry	Simpson	Twomey	
Boylan	Farrell	Martin	Straus	Walker	
Burling	Fearon	Meyer	Thayer	Walton	
Cotillo	Karle	Robinson	Thompson	Whitley	
Draper	Kavanaugh	Seidel	Towner	Wiswall	
Duggan	McCue				27

The Assembly bill (No. 1498, Senate Reprint No. 1815, Rec. No. 267) entitled "An act to amend the Poor Law, in relation to price of headstones for soldiers' graves," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same, with amendments.

The Assembly bill (No. 1192, Rec. No. 535) entitled "An act to amend the Public Buildings Law, in relation to the maintenance and improvement of the Guy Park house and grounds, making an appropriation therefor, and repealing an act in relation thereto," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Swift
Baumes	Duell	Karle	Martin	Thayer
Bloomfield	Duggan	Katlin	Meyer	Thompson
Boylan	Dunnigan	Kavanaugh	Pitcher	Tolbert
Burling	Farrell	Knight	Robinson	Towner
Burlingame	Fearon	Lockwood	Seidel	Twomey
Campbell	Ferris	Lowman	Simpson	Walton
Carson	Gibbs	Lusk	Smith	Whitley
Cotillo	Harris	McCue	Straus	Wiswall
Davenport				

46

FOR THE NEGATIVE

Schackno Walker

2

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same,

The Senate bill (No. 1827, Int. No. 744) entitled "An act to amend the Railroad Law, in relation to the relocation of tracks by street railroad corporations operating in cities of the first class," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative,

a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1829, Int. No 1016) entitled "An act to amend the Railroad Law, in relation to proceedings for alteration of a grade crossing instituted on petition of a board of supervisors of a county or town board of one or more towns, or the mayor and common council of a city," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Swift
Baumes	Duell	Karle	Martin	Thayer
Bloomfield	Duggan	Katlin	Meyer	Thompson
Boylan	Dunnigan	Kavanaugh	Pitcher	Tolbert
Burling	Farrell	Knight	Robinson	Towner
Burlingame	Fearon	Lockwood	Schackno	Twomey
Campbell	Ferris	Lowman	Seidel	Walton
Carson	Gibbs	Lusk	Simpson	Whitley
Cotillo	Harris	McCue	Smith	Wiswall
Davenport				

46

FOR THE NEGATIVE

Straus Walker

2

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1800, Int. No. 1397) entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' in relation to the collection of local assessments," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1801, Int. No. 1398) entitled "An act to amend chapter six hundred and eighty-four of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public works of the city of Syracuse,' in relation to certificate of partial completion," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner

Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1215, Senate Reprint No. 1814, Rec. No. 224) entitled "An act to amend chapter six hundred and eighty-five of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public safety of the city of Syracuse,' in relation to the discipline of officers and members of the police and fire departments," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The Senate bill (No. 1828, Int. No. 1281) entitled "An act to amend the Tax Law, in relation to the ascertainment of gain or loss for the purposes of the income tax," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three

calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1871, Int. No. 1436) entitled "An act to amend the Tax Law, in relation to the exemption from local taxation of buildings planned for dwelling purposes and validating the action of local legislative bodies in granting certain exemptions," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Thayer
Baumes	Duell	Katlin	Meyer	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Robinson	Towner
Burling	Farrell	Lockwood	Schackno	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt			

47

FOR THE NEGATIVE

Seidel

1

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly bill (No. 1911, Rec. No. 527) entitled "An act to amend the Tenement House Law, in relation to registration of

name of agent of a tenement house and the definition of vagrancy," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1849, Int. No. 1427) entitled "An act to amend the Village Law, in relation to rate of interest on village bonds," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duggan	Katlin	Pitcher	Thompson
Baumes	Farrell	Kavanaugh	Robinson	Tolbert
Bloomfield	Fearon	Knight	Seidel	Towner
Burling	Ferris	Lockwood	Simpson	Twomey
Campbell	Gibbs	Lowman	Smith	Walker
Davenport	Harris	Lusk	Straus	Walton
Draper	Hewitt	McGarry	Swift	Whitley
Duell	Karle	Meyer	Thayer	Wiswall

40

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1584, Int. No. 1276) entitled "An act to legalize and validate the acts and proceedings of the village of Waterford, its voters, officers and agents, in relation to the issuance and sale of Second street paving bonds of said village, in the aggregate amount of fifteen thousand seven hundred and fifty dollars, to authorize the issuance of said bonds, and to provide for raising annually by tax a sum sufficient to pay the principal and interest of such bonds as they become due," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Martin	Thayer
Baumes	Duell	Karle	Meyer	Thompson
Bloomfield	Duggan	Katlin	Pitcher	Tolbert
Boylan	Dunnigan	Kavanaugh	Robinson	Towner
Burling	Farrell	Knight	Schackno	Towner
Burlingame	Fearon	Lockwood	Simpson	Walker
Campbell	Ferris	Lowman	Smith	Walton
Carson	Gibbs	Lusk	Straus	Whitley
Cotillo	Harris	McCue	Swift	Wiswall
Davenport				

46

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1823, Int. No. 1414) entitled "An act to authorize and empower the council of the city of Watervliet to investigate and determine the rights and powers of such city to enforce payment of liens or charges upon real property therein for unpaid taxes and assessments which accrued and became payable prior to the year eighteen hundred and ninety-six and to compromise or cancel any such liens or charges which are of doubtful validity or enforcement," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1813, Int. No. 1099) entitled "An act to authorize the board of supervisors of the county of Westchester to adjust overpayments of county taxes by tax districts in such county arising out of illegal assessments on the tax-rolls as equalized subsequent to the year nineteen hundred and thirteen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Senate bill (No. 1870, Int. No. 1437) entitled "An act to authorize the Appellate Division of the Supreme Court in the first department to admit Woodrow Wilson to practice law in the courts of this State," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it

was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Straus
Baumes	Draper	Karle	Meyer	Swift
Bloomfield	Duell	Katlin	Mullan	Thayer
Boylan	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Reischmann	Tolbert
Burlingame	Farrell	Lockwood	Robinson	Twomey
Campbell	Fearon	Lowman	Schackno	Walker
Carson	Ferris	Lusk	Seidel	Walton
Cotillo	Gibbs	McCue	Simpson	Whitley
Davenport	Harris	McGarry	Smith	

49

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

Mr. Knight moved that the committee on labor and industry be discharged from the consideration of Assembly bill (No. 1773, Rec. No. 458) entitled "An act to amend the Workmen's Compensation Law, generally."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Senate bill (No. 1776, Int. No. 781) entitled "An act to amend the Civil Service Law, in relation to removals, suspensions and reinstatements," having been announced for third reading, Mr. Robinson moved that said bill be recommitted to the committee on civil service.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Robinson moved that the committee of the whole be discharged from the consideration of Senate bill (No. 1803, Int. No. 1400) entitled "An act to amend the Education Law, in relation to boards of education in city school districts," and that the said bill be amended, reprinted and recommitted to the committee on public education.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Assembly bill (No. 1807, Rec. No. 493) entitled "An act to amend the Education Law, in relation to the membership of the State teachers' retirement board," having been announced for third reading, Mr. Duggan moved that said bill be recommitted to the committee on public education.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 1613, Int. No. 1299) entitled "An act to supplement the Education Law, and to authorize certain cities of the second and third classes to raise money for educational purposes by issuing bonds and incurring temporary indebtedness, and to provide for the payment thereof," having been announced for third reading, Mr. Lockwood moved that said bill be recommitted to the committee on public education.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 895, Int. No. 485) entitled "An act to amend the Real Property Law and the Personal Property Law, in relation to the methods, grants and devices for educational purposes," having been announced for third reading, Mr. Robinson moved that said bill be recommitted to the committee on the judiciary.

The President put the question whether the Senate would agree motion, and it was decided in the affirmative.

The President presented the report of Board of Managers of the New York Training School for Girls, Hudson, N. Y., which was laid upon the table and ordered printed.

(See Document.)

The President presented the report of the New York Society for Prevention of Cruelty to Children, which was laid upon the table and ordered printed.

(See Document.)

The President presented the report of New York Catholic Protectors, Westchester, which was laid upon the table and ordered printed.

(See Document.)

Mr. Wiswall offered a resolution, in the words following:

Resolved, That the sergeant-at-arms be instructed and authorized to take charge of and perform all duties required by any committee of the Senate, that shall conduct any investigation or examination authorized to be performed by said committee during the recess of the Senate.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

Mr. Robinson gave notice that at some future time he will move to suspend Senate Rules numbered 1, 4, 8, 11, 14, 16, 18, 22, 30 and 43, for the purpose of reading, passing and transmitting to the Assembly out of its regular order the Senate bill (Printed No. 1803, Int. No. 1400) entitled "An act to amend the Education Law, in relation to boards of education in city school districts."

At eleven o'clock and forty minutes, Mr. Lusk moved that the Senate stand in recess for five minutes.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

ELEVEN O'CLOCK AND FORTY-FIVE MINUTES

The Senate again met.

The Assembly sent for concurrence the bill (No. 1312, Rec. No. 551) entitled "An act to amend chapter eight hundred and

fifty-five of the Laws of nineteen hundred and eleven, entitled 'An act authorizing the justices of the Appellate Division of the Supreme Court, in the first department, to retire employees for incapacity, and providing for their compensation,' in relation to the services and payment of such employees for retirement purposes," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boylan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 2010, Rec. No. 552) entitled "An act making appropriations for the subject of government in addition to those provided by chapter one hundred and seventy-six of the Laws of nineteen hundred and twenty-one, and including provisions relating to certain appropriations made by such chapter," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hewitt, and by unanimous consent, said bill was substituted for Senate bill (No. 1754, Int. No. 1376), now on the order of third reading.

Also, a bill (No. 2055, Rec. No. 553) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Fred Pierce Sand Company against the State for damages alleged to have been sustained by it by reason of the alleged negligence of the State, its officers, servants and contractors with respect to the care and maintenance of the Oswego canal and failure of the State to maintain navigation thereon during the construction of the Barge canal in the years nineteen hundred and twelve and nineteen hundred and thirteen, and to render judgment therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Pitcher, and by unanimous consent, said bill was substituted for Senate bill (No. 1862, Int. No. 669), now on the order of third reading.

Also, a bill (No. 1724, Rec. No. 554) entitled "An act to amend the Civil Service Law, in relation to appointment of examiners, prescribing their powers, duties and compensation, and making an appropriation therefor," which was read the first time.

and by unanimous consent was also read the second time, and referred to the committee on finance.

Also, a bill (No. 2016, Rec. No. 555) entitled "An act to create the Suffolk county board of child welfare, to define its powers and duties, and to abolish the board of child welfare established in such county, under the provisions of the General Municipal Law," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs of towns, counties and public highways.

Also, a bill (No. 1577, Rec. No. 556) entitled "An act to amend chapter five hundred and ninety of the Laws of nineteen hundred and nineteen, entitled 'An act to create a commission to confer with committees of Congress, in relation to Indian affairs, and making an appropriation for the expenses of the commission,' in relation to the membership and powers of the commission, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Also, a bill (No. 1277, Rec. No. 557) entitled "An act to authorize, empower and direct the Commissioner of Agriculture to investigate, hear and determine claims presented to him for damages sustained on account of orders or restrictions made by him or the Department of Agriculture during the year nineteen hundred and nineteen to prevent the spread of the insect pest known as the European corn borer, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Wiswall, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 2034, Rec. No. 558) entitled "An act to amend the Code of Civil Procedure, in relation to sheriff's fees," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 2035, Rec. No. 559) entitled "An act to amend the Civil Practice Act, in relation to fees of sheriff,"

which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Knight, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1997, Rec. No. 560) entitled "An act to amend the Education Law, relative to the apportionment of public moneys for the instruction of nonresident academic pupils," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lockwood, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 153, Rec. No. 561) entitled "An act to provide for the construction of a bridge over Schoharie creek, at Prattsville, on State highway number eight hundred and eighty-six, on State route number five-a, at the expense of the State, of the county of Greene and of the town of Prattsville, and making an appropriation for the portion of cost to be borne by the State," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on finance, retaining its place in the order of third reading.

Also, a bill (No. 2031, Rec. No. 562) entitled "An act to amend the Decedent Estate Law, in relation to devises and bequests," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 2032, Rec. No. 563) entitled "An act to amend the Decedent Estate Law, in relation to descent and distribution," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 706, Rec. No. 564) entitled "An act to authorize the construction of a foot bridge over the Erie canal, at Chapel street, in the city of Lockport, Niagara county, and making an appropriation therefor," which was read the first time,

and by unanimous consent was also read the second time, and referred to the committee on finance.

Also, a bill (No. 1981, Rec. No. 565) entitled "An act to amend the Stock Corporation Law, in relation to proceedings for an appraisal of the value of stock on voluntary sale of franchise and property," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Campbell, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

Also, a bill (No. 2041, Rec. No. 566) entitled "An act in relation to the issuance and sale of bonds for Barge canal terminal, highway improvement and State park purposes, for the contracting of debts authorized by chapters seven hundred and forty-six of the Laws of nineteen hundred and eleven, two hundred and ninety-eight of the Laws of nineteen hundred and twelve, five hundred and sixty-nine of the Laws of nineteen hundred and sixteen and six hundred and twenty-six of the Laws of nineteen hundred and eighteen," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hewitt, and by unanimous consent, said bill was substituted for Senate bill (No. 1783, Int. No. 1389), now on the order of third reading.

Also, a bill (No. 2051, Rec. No. 567) entitled "An act to amend chapter seven hundred and eighty-seven of the Laws of nineteen hundred and thirteen, entitled 'An act in relation to the rate of interest upon certain bonds of the State,' in relation to the maximum rate," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hewitt, and by unanimous consent, said bill was substituted for Senate bill (No. 1796, Int. No. 1393), now on the order of third reading.

Also, a bill (No. 2052, Rec. No. 568) entitled "An act to appropriate the miscellaneous receipts for the purpose of furnishing proper terminals and facilities for Barge canal traffic under chapter seven hundred and forty-six of the Laws of nineteen hundred and eleven and acts amendatory thereof and supplemental thereto," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hewitt, and by unanimous consent, said bill was substituted for Senate bill (No. 1808, Int. No. 1406), now on the order of third reading.

Also, a bill (No. 2058, Rec. No. 569) entitled "An act to appropriate the miscellaneous receipts on account of the improvement of the Erie, Oswego and Champlain canals under chapter one hundred and forty-seven of the Laws of nineteen hundred and three and acts amendatory thereof and supplemental thereto, for the purposes of the said improvement," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on finance.

Also, a bill (No. 1627, Rec. No. 570) entitled "An act requiring the Long Island Railroad Company to eliminate the grade crossing at Bell avenue, in the borough of Queens, city of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 2037, Rec. No. 571) entitled "An act to authorize and direct the police commissioner of the city of New York to increase the pension of Charles M. Murphy to an amount not less than one-half of the salary paid to him at the date of his retirement," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Karle, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1310, Rec. No. 572) entitled "An act directing the State Commissioner of Highways to raise the grade of the river road between Three River point and Schroeppel's bridge, Onondaga county, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Fearon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1938, Rec. No. 573) entitled "An act to amend the Public Health Law, in relation to purchase, preparation and service of food," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Duell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1898, Rec. No. 574) entitled "An act to

amend the General Business Law, in relation to contracts for monopoly, and to provide for the protection of consumers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill (No. 2060, Rec. No. 575) entitled "An act to amend the Penal Law, in relation to practice of law by corporations and voluntary associations," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on codes.

Also, a bill (No. 2017, Rec. No. 576) entitled "An act to amend the Farms and Markets Law, in relation to establishing the offices of commissioner and deputy commissioner of agriculture and markets, defining their powers and duties and the powers and duties of the Council, and abolishing the offices of Commissioner of Agriculture and Commissioner of Foods and Markets," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on agriculture.

Also, a bill (No. 2062, Rec. No. 577) entitled "An act to repeal various provisions of the Election Law, relating to the State Superintendent of Elections, and to abolish the office of such Superintendent," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 606, Rec. No. 578) entitled "An act to amend the Public Health Law, in relation to the care of habitual users of narcotic drugs," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Fearon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 2022, Rec. No. 579) entitled "An act to amend the General Corporation Law, in relation to donations by corporations to organizations operated for patriotic, war relief and memorial purposes," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Walker, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1084, Rec. No. 580) entitled "An act requiring the Long Island Railroad Company to eliminate the grade crossing at Lefferts and Jamaica avenues in the borough of Queens, city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public service.

Also, a bill (No. 1939, Rec. No. 581) entitled "An act to amend the Highway Law, in relation to the administration of its provisions relating to motor vehicles and motor cycles," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 1667, Rec. No. 582) entitled "An act to amend the Military Law, in relation to the classification of State and municipal officers and employees returning from military or naval duty," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Duell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Also, a bill (No. 2027, Rec. No. 583) entitled "An act to amend the Penal Law, in relation to the duty of the board of health to inspect certain premises," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

The Assembly returned the bill (No. 110, Assembly Reprint No. 2078, Int. No. 108) entitled "An act to amend the Personal Property Law, in relation to stock dividends," with a message that they have concurred in the passage of the same with the following amendments:

Page 1, strike out lines 9 and 10.

Page 2, strike out lines 1 and 2.

Line 5, strike out all after "dividends".

Line 6, strike out "tributions".

Line 8, strike out "steele" and all of line after "dividend" and insert in italics "payable in the stock".

Line 9, strike out all of line with the exception of "of", second occurring, at the end of line insert "the".

Line 10, strike out "whether payable in cash or securities" and insert "declaring the same".

Line 13, strike out "deemed to be".

Line 14, make "dividend" read "dividends", in italics, strike out rest of line.

Line 15, strike out "distribution", strike out "whether made as a".

Strike out line 16.

Line 17, strike out "trust", strike out "deemed".

Mr. Duell moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

The Assembly sent for concurrence a resolution by Mr. Stitt, in the words following:

Resolved (if the Senate concur), That a joint legislative committee be hereby created, consisting of three Senators to be designated by the Temporary President of the Senate, and five members of the Assembly, to be designated by the Speaker of the Assembly, to investigate the causes of automobile accidents within the State, the method of licensing chauffeurs and operators, the revocation of licenses, and generally the whole subject of motor vehicle regulation and control by the State, to the end that the committee may recommend to the Legislature such changes in

existing law as it deems necessary to protect the life, safety and property of persons using the highways.

Resolved, That such committee be authorized to sit anywhere within the State; to choose from its own members a chairman and a vice-chairman; to employ counsel and such other assistants as may be needed, and fix their compensation; to take testimony, subpoena witnesses, require the production of books, papers and records, and otherwise have all the powers of a legislative committee under the Legislative Law.

Resolved, That such committee report the result of its investigations to the Legislature of nineteen hundred and twenty-two, on or before February first, accompanying such report with such proposed legislative measures as the committee deems necessary to carry out its recommendations.

Resolved, That the expenses of such committee, not exceeding ten thousand dollars (\$10,000), be paid from the contingent fund of the Legislature upon vouchers approved and audited according to law.

Ordered, That said resolution be referred to the committee on finance.

Mr. Hewitt moved that the committee on finance be discharged from further consideration of said resolution.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

43

Ordered, That the Clerk return said resolution to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Hewitt moved that the committee on finance be discharged from the consideration of Assembly bill (No. 1577, Rec. No. 556) entitled "An act to amend chapter five hundred and ninety of the Laws of nineteen hundred and nineteen, entitled 'An act to create

a commission to confer with committees of Congress, in relation to Indian affairs, and making an appropriation for the expenses of the commission,' in relation to the membership and powers of the commission, and making an appropriation therefor."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Hewitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said bill having been announced for third reading, Mr. Hewitt moved that said bill be recommitted to the committee on finance, with instructions to said committee to amend and report the same forthwith, to be reprinted as amended and restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The said Assembly bill, as amended, was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, as amended, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Hewitt	Martin	Thayer
Baumes	Draper	Karle	Meyer	Thompson
Bloomfield	Duell	Katlin	Reischmann	Tolbert
Boylan	Duggan	Kavanaugh	Robinson	Towner
Burling	Dunnigan	Knight	Schackno	Twomey
Burlingame	Farrell	Lockwood	Seidel	Walker
Campbell	Fearon	Lowman	Simpson	Walton
Carson	Ferris	Lusk	Smith	Whitley
Cotillo	Gibbs	McCue	Straus	Wiswall
Davenport	Harris	McGarry	Swift	

49

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same with amendments.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 1898, Rec. No. 574) entitled "An act

to amend the General Business Law, in relation to contracts for monopoly, and to provide for the protection of consumers," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration, together with the proposed amendments, shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Mr. McCue moved that said bill be recommitted to the committee on the judiciary with instructions to said committee to report the same forthwith, amended as follows:

Page 2, line 14, after the word "associations" insert the following: "Associations of workers not organized for profit".

The President put the question whether the Senate would agree to said motion, and it was decided in the negative, as follows:

FOR THE AFFIRMATIVE

Boylan	Farrell	Lowman	Seidel	Twomey	
Davenport	Ferris	McCue	Smith	Walker	
Dunnigan	Harris	McGarry	Straus		14

FOR THE NEGATIVE

Ames	Draper	Kavanaugh	Pitcher	Thompson	
Baumes	Duell	Knight	Reischmann	Tolbert	
Bloomfield	Fearon	Lockwood	Robinson	Towner	
Burlingame	Gibbs	Lusk	Simpson	Walton	
Campbell	Hewitt	Meyer	Swift	Whitley	
Carson	Katlin	Mullan	Thayer	Wiswall	30

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Kavanaugh	Pitcher	Thompson	
Baumes	Duell	Knight	Reischmann	Tolbert	
Bloomfield	Fearon	Lockwood	Robinson	Towner	
Burlingame	Gibbs	Lusk	Simpson	Walton	
Campbell	Hewitt	Meyer	Swift	Whitley	
Carson	Katlin	Mullan	Thayer	Wiswall	30

FOR THE NEGATIVE

Boylan	Dunnigan	Harris	McCue	Straus	
Davenport	Farrell	Karle	McGarry	Twomey	
Duggan	Ferris	Lowman	Smith	Walker	15

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 2016, Rec. No. 555) entitled "An act to create the Suffolk county board of child welfare, to define its powers and duties and to abolish the board of child welfare established in such county under the provisions of the General Municipal Law," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading

and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration together with the proposed amendments shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	Martin	Thompson
Baumes	Duell	Karle	Meyer	Tolbert
Bloomfield	Dunnigan	Katlin	Pitcher	Towner
Burling	Farrell	Kavanaugh	Schackno	Twomey
Burlingame	Fearon	Knight	Simpson	Walker
Campbell	Ferris	Lowman	Smith	Walton
Carson	Gibbs	Lusk	Swift	Whitley
Davenport	Harris	McGarry	Thayer	Wiswall

40

FOR THE NEGATIVE

Boylan	Duggan	McCue	Seidel	Straus
Cotillo	Lockwood	Robinson		

8

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Walker moved that the committee on civil service be discharged from the consideration of Assembly bill (No. 1970, Rec. No. 471) entitled "An act to amend the Civil Service Law, in relation to physical examinations of persons who were in the Federal service during the World War."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Lusk, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Thayer
Baumes	Duell	Katlin	Meyer	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt			

47

FOR THE NEGATIVE

Robinson

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2010, Rec. No. 552) entitled "An act making appropriations for the subject of government in addition to those provided by chapter one hundred and seventy-six of the Laws of nineteen hundred and twenty-one, and including provisions relating to certain appropriations made by such chapter," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, two-thirds of all the Senators elected voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1277, Rec. No. 557) entitled "An act to authorize, empower and direct the Commissioner of Agriculture to investigate, hear and determine claims presented to him for damages sustained on account of orders or restrictions made by him or the Department of Agriculture during the year nineteen hundred and nineteen to prevent the spread of the insect pest known as the European corn borer, and making an appropriation therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Swift
Baumes	Duell	Katlin	Meyer	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burling	Dunnigan	Knight	Robinson	Tolbert
Burlingame	Fearon	Lockwood	Schackno	Towner
Campbell	Ferris	Lowman	Seidel	Walton
Carson	Gibbs	Lusk	Simpson	Whitley
Cotillo	Harris	McCue	Smith	Wiswall
Davenport	Hewitt	McGarry	Straus	

44

FOR THE NEGATIVE

Boylan	Farrell	Twomey	Walker	4
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2052, Rec. No. 568) entitled "An act to appropriate the miscellaneous receipts for the purpose of furnishing proper terminals and facilities for Barge canal traffic under chapter seven hundred and forty-six of the Laws of nineteen hundred and eleven and acts amendatory thereof and supplemental thereto," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1310, Rec. No. 572) entitled "An act directing the State Commissioner of Highways to raise the grade of the river road between Three River point and Schroeppe's bridge, Onondaga county, and making an appropriation therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Swift
Baumes	Duell	Katlin	Meyer	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Boylan	Dunnigan	Knight	Robinson	Tolbert
Burling	Farrell	Lockwood	Schackno	Towner
Burlingame	Fearon	Lowman	Seidel	Twomey
Campbell	Ferrie	Lusk	Simpson	Walton
Carson	Gibbs	McCue	Smith	Whitley
Cotillo	Harris	McGarry	Straus	Wiswall
Davenport	Hewitt			

47

FOR THE NEGATIVE

Walker

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2041, Rec. No. 566) entitled "An act in relation to the issuance and sale of bonds for Barge canal terminal, highway improvement and State park purposes, for the contracting of debts authorized by chapters seven hundred and forty-six of the Laws of nineteen hundred and eleven, two hundred and ninety-eight of the Laws of nineteen hundred and twelve, five hundred and sixty-nine of the Laws of nineteen hundred and sixteen and six hundred and twenty-six of the Laws of nineteen hundred and eighteen," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2035, Rec. No. 559) entitled "An act to amend the Civil Practice Act, in relation to fees of sheriff," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Karle	Martin	Swift
Baumes	Duggan	Katlin	Meyer	Thayer
Bloomfield	Dunnigan	Kavanaugh	Pitcher	Thompson
Burling	Farrell	Knight	Reischmann	Tolbert
Burlingame	Fearon	Lockwood	Robinson	Towner
Campbell	Ferris	Lowman	Schackno	Twomey
Carson	Gibbs	Lusk	Seidel	Walton
Cotillo	Harris	McCue	Simpson	Whitley
Davenport	Hewitt	McGarry	Smith	Wiswall
Draper				

46

FOR THE NEGATIVE

Boylan	Straus	Walker		
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3

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2034, Rec. No. 558) entitled "An act to amend the Code of Civil Procedure, in relation to sheriff's fees," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Swift
Baumes	Duell	Karle	Martin	Thayer
Bloomfield	Duggan	Katlin	Meyer	Thompson
Burling	Dunnigan	Kavanaugh	Pitcher	Tolbert
Burlingame	Farrell	Knight	Robinson	Towner
Campbell	Fearon	Lockwood	Schackno	Twomey
Carson	Ferris	Lowman	Seidel	Walton
Cotillo	Gibbs	Lusk	Simpson	Whitley
Davenport	Harris	McCue	Smith	Wiswall

45

FOR THE NEGATIVE

Boylan	Straus	Walker	3
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2022, Rec. No. 579) entitled "An act to amend the General Corporation Law, in relation to donations by corporations to organizations operated for patriotic, war relief and memorial purposes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1981, Rec. No. 565) entitled "An act to amend the Stock Corporation Law, in relation to proceedings for an appraisal of the value of stock on voluntary sale of franchise and property," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Roylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbe	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2055, Rec. No. 553) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Fred Pierce Sand Company against the State for damages alleged to have been sustained by it by reason of the alleged negligence of the State, its officers, servants and contractors with respect to the care and maintenance of the Oswego canal and failure of the State to maintain navigation thereon during the construction of the Barge canal in the years nineteen hundred and twelve and nineteen hundred and thirteen, and to render judgment therefor," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Karle	Martin	Thayer
Baumes	Dunnigan	Kavanaugh	Meyer	Thompson
Bloomfield	Farrell	Knight	Pitcher	Tolbert
Boylan	Fearon	Lockwood	Robinson	Towner
Burling	Ferris	Lowman	Seidel	Twomey
Campbell	Gibbs	Lusk	Simpson	Walton
Carson	Harris	McCue	Smith	Whitley
Davenport	Hewitt	McGarry	Swift	Wiswall
Draper				

41

FOR THE NEGATIVE

Burlingame	Duggan	Schackno	Straus	Walker
Cotillo	Katlin			

7

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2031, Rec. No. 562) entitled "An act to amend the Decedent Estate Law, in relation to devises and bequests," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1997, Rec. No. 560) entitled "An act to amend the Education Law, relative to the apportionment of

public moneys for the instruction of nonresident academic pupils," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2062, Rec. No. 577) entitled "An act to repeal various provisions of the Election Law, relating to the State Superintendent of Elections, and to abolish the office of such superintendent," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Martin	Thompson
Bloomfield	Duggan	Katlin	Meyer	Tolbert
Burling	Dunnigan	Kavanaugh	Pitcher	Towner
Burlingame	Farrell	Knight	Robinson	Twomey
Campbell	Fearon	Lockwood	Schackno	Walker
Carson	Ferris	Lowman	Simpson	Walton
Cotillo	Gibbs	Lusk	Smith	Whitley
Davenport	Harris	McCue	Swift	Wiswall

45

FOR THE NEGATIVE

Boylan	Seidel	Straus
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3

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 606, Rec. No. 578) entitled "An act to amend the Public Health Law, in relation to the care of habitual users of narcotic drugs," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Downing	Harris	McCue	Straus
Baumes	Draper	Hewitt	McGarry	Swift
Bloomfield	Duell	Karle	Martin	Thayer
Burling	Duggan	Katlin	Meyer	Thompson
Burlingame	Dunnigan	Kavanaugh	Pitcher	Tolbert
Campbell	Farrell	Knight	Robinson	Towner
Carson	Fearon	Lockwood	Schackno	Walton
Cotillo	Ferris	Lowman	Simpson	Whitley
Davenport	Gibbs	Lusk	Smith	Wiswall
				45

FOR THE NEGATIVE

Boylan	Seidel	Twomey	Walker	4
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Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1938, Rec. No. 573) entitled "An act to amend the Public Health Law, in relation to purchase, preparation and service of food," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner

Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1939, Rec. No. 581) entitled "An act to amend the Highway Law, in relation to the administration of its provisions relating to motor vehicles and motor cycles," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2051, Rec. No. 567) entitled "An act to amend chapter seven hundred and eighty-seven of the Laws of nineteen hundred and thirteen, entitled 'An act in relation to the rate of interest upon certain bonds of the State,' in relation to the maximum rate," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1627, Rec. No. 570) entitled "An act requiring the Long Island Railroad Company to eliminate the grade crossing at Bell avenue, in the borough of Queens, city of New York," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Knight	Robinson	Tolbert
Boylan	Dunnigan	Lockwood	Schackno	Towner
Burling	Farrell	Lowman	Seidel	Twomey
Burlingame	Fearon	Lusk	Simpson	Walker
Campbell	Ferris	McCue	Smith	Walton
Carson	Gibbs	McGarry	Straus	Whitley
Cotillo	Harris	Martin	Swift	Wiswall
Davenport	Hewitt			

47

FOR THE NEGATIVE

Kavanaugh

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1667, Rec. No. 582) entitled "An act to amend the Military Law, in relation to the classification of

State and municipal officers and employees returning from military or naval duty," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2037, Rec. No. 571) entitled "An act to authorize and direct the police commissioner of the city of New York to increase the pension of Charles M. Murphy to an amount not less than one-half of the salary paid to him at the date of his retirement," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Hewitt	McGarry	Thayer
Baumes	Duell	Karle	Martin	Thompson
Bloomfield	Dunnigan	Kavanaugh	Pitcher	Tolbert
Boylan	Farrell	Knight	Robinson	Towner
Burling	Fearon	Lockwood	Seidel	Twomey
Campbell	Ferris	Lowman	Simpson	Walton
Carson	Gibbs	Lusk	Smith	Whitley
Cotillo	Harris	McCue	Swift	Wiswall
Davenport				

41

FOR THE NEGATIVE

Burlingame	Katlin	Schackno	Straus	Walker
Duggan	Meyer			

7

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 2027, Rec. No. 583) entitled "An act to amend the Penal Law, in relation to the duty of the board of health to inspect certain premises," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly bill (No. 1312, Rec. No. 551) entitled "An act to amend chapter eight hundred and fifty-five of the Laws of nineteen hundred and eleven, entitled 'An act authorizing the justices of the Appellate Division of the Supreme Court, in the first department, to retire employees for incapacity, and providing for their compensation,' in relation to the services and payment of such employees for retirement purposes," was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly returned the bill (No. 1515, Assembly Reprint No. 2074, Int. No. 1235) entitled "An act to amend the Lien Law, in relation to the application of the article relating to chattel mortgages," with a message that they have concurred in the passage of the same with the following amendments:

Page 3, lines 12 and 13, strike out the words "by an existing mortgagee or pledgee thereof".

Page 3, line 14, strike out the words "such existing mortgagee or pledgee", and insert in place thereof "a trustee under any prior mortgage or instrument of pledge".

Page 3, lines 17 and 18, strike out the words "if such delivery is made as provided in such instrument".

Mr. Walton moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The said Senate bill as amended was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert

Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

Mr. Farrell moved that the committee on the judiciary be discharged from the consideration of Senate bill (No. 1489, Int. No. 1224) entitled "An act to amend the Election Law, in relation to the salary and term of office of the commissioners of election of the city of New York."

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Farrell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Said bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk deliver said bill to the Assembly and request their concurrence therein.

The Assembly returned the bill (No. 1595, Assembly Reprint No. 2080, Int. No. 887) entitled "An act to amend the State Printing Law, generally," with a message that they have concurred in the passage of the same with the following amendment:

Page 16, line 7, after the semicolon insert in italics "of the report of the American Legion, five thousand copies".

Mr. Duell moved that the Senate concur in said amendment.

The President put the question whether the Senate would concur in said amendment, and it was decided in the affirmative.

Said Senate bill, as amended, was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendment thereto.

The Assembly returned the bill (No. 1819, Assembly Reprint No. 2081, Int. No. 1075) entitled "An act to amend the Conservation Law, in relation to the licensing the use of water for power and other purposes, and to providing for the exercise of the power of eminent domain, in relation to the production, sale and distribution of heat, light and power to the public, and making an appropriation for expenses," with a message that they have concurred in the passage of the same with the following amendments:

Page 22, line 10, strike out the words "and such corporation becomes a licensee under this article".

Page 22, line 16, after the word "power" strike out the words "which has become".

Page 22, line 17, strike out the words "a licensee under this act".

Page 22, line 21, strike out "licensee" and insert "corporation".

Page 23, strike out all of line 12 and the words "of the usable flow of the waters" on line 24.

Page 25, line 17, after the word "may" strike out the words "if a licensee under this article".

Page 25, line 25, after the word "section" insert "Any such corporation may also exercise the right of eminent domain to acquire real property in accordance with the provisions of subdivisions two and three of this section".

Page 26, line 15, after the word "property" strike out the words "and the construction and operation of such".

Page 26, line 16, strike out entire line.

Page 26, line 17, strike out the word "commission".

Mr. Gibbs moved that the Senate concur in said amendments.

The President put the question whether the Senate would concur in said amendments, and it was decided in the affirmative.

The said Senate bill, as amended, was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill as amended, the necessity for the immediate passage of the same having been certified by the Governor, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Knight	Reischmann	Thompson
Baumes	Fearon	Lowman	Robinson	Tolbert
Bloomfield	Ferris	Lusk	Simpson	Towner
Burling	Gibbs	Meyer	Smith	Walton
Campbell	Harris	Mullan	Swift	Whitley
Carson	Hewitt	Pitcher	Thayer	Wiswall
Draper	Kavanaugh			

32

FOR THE NEGATIVE

Boylan	Duggan	Katlin	McGarry	Straus
Cotillo	Dunnigan	Lockwood	Schackno	Twomey
Davenport	Farrell	McCue	Seidel	Walker
Downing	Karle			

17

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the amendments thereto.

The committee on rules reported the following, namely, that Assembly bill (Printed No. 891, Rec. No. 173) entitled "An act

to amend the Decedent Estate Law, in relation to investment of trust funds," with amendments, if any, be taken up forthwith in the Senate, be advanced to the order of third reading and be and continue the pending order of business, superseding and taking precedence over all other orders until the vote of the Senate upon the final passage thereon be taken; that debate thereon, including debate upon all amendments or motions offered for the purpose of amendments and every question arising pending its consideration, be limited to not exceeding one-half hour, not more than one-half of such time to the members of the majority and not more than one-half to the members of the minority; that at the expiration of such debate, the vote of the Senate shall be forthwith taken upon the final passage of the bill and the amendments offered thereto, if any, then pending; that no motion shall be entertained except for the purpose of amendment or call of the Senate and but one motion to adjourn shall be entertained and then only upon the recognition of the Temporary President for such purpose; that in case a motion to adjourn is carried, the measure at that time under consideration, together with the proposed amendments, shall be the pending order of business when the Senate shall again convene and shall be taken up and continued as though no adjournment of the Senate had intervened and no additional time shall be allowed for debate thereon and the consideration of the measure shall be continued to the vote of the Senate on its final passage. Debate on the adoption of this report shall not exceed one-half hour, not more than one-half thereof to the members of the majority, and not more than one-half to the members of the minority, if desired. That any and all rules of the Senate inconsistent with this rule be and they are hereby suspended until the vote of the Senate on its final passage.

The President put the question whether the Senate would agree to said rule, and it was decided in the affirmative.

Said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority

of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Thayer
Baumes	Duell	Katlin	Meyer	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt			

47

FOR THE NEGATIVE

Robinson

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly returned the Assembly bill (No. 1671, Rec. No. 292) entitled "An act to amend the Greater New York charter, in relation to aldermanic districts, the division of the city into the same, and the boundaries thereof, and to districts for home rule and local improvements," with a message that said bill had been transmitted to the mayor of the city of New York for a hearing and has not been returned by said mayor within the time provided by the Constitution, and that said bill had been again duly passed by the Assembly.

Mr. Duggan moved that said bill be again passed, notwithstanding the failure of the mayor to return the bill within the time provided in the Constitution.

Mr. Walker raised the point of order that such motion is not in order, as the said bill is not properly before the Senate, and its repassage at this time is unauthorized and without warrant of law.

The President decided the point of order not well taken, upon the ground that the bill having been received as a message from the Assembly with the Speaker's certificate that same had been duly transmitted to the mayor of the city of New York; had not been returned by him within the time fixed by the Constitution, and had been again passed by the Assembly, notwithstanding such failure of the mayor to return the bill within such prescribed period; and upon the further ground that the bill

bears the official stamp of the Clerk of the Assembly that same had been transmitted to mayor on March thirty-first, full fifteen days prior to the present date, April sixteenth; the Senate can take cognizance only of those facts, and, therefore, the bill is properly before the Senate and the motion of Mr. Duggan that the bill be again passed, notwithstanding the failure of the mayor to return same within the time fixed by the Constitution, is in order.

The President put the question whether the Senate would agree to the final passage of said bill, notwithstanding the failure of the mayor to return the same within the time provided by the Constitution, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Davenport	Hewitt	Lusk	Thayer
Baumes	Draper	Karle	Martin	Thompson
Bloomfield	Duell	Katlin	Pitcher	Tolbert
Burling	Fearon	Kavanaugh	Robinson	Towner
Burlingame	Ferris	Knight	Simpson	Walton
Campbell	Gibbs	Lockwood	Smith	Whitley
Carson	Harris	Lowman	Swift	Wiswall

35

FOR THE NEGATIVE

Seidel

1

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the re-passage of the same.

Mr. Ames moved to reconsider the vote by which Assembly bill (No. 1807, Rec. No. 493) entitled "An act to amend the Education Law, in relation to the membership of the State teachers' retirement board," was recommitted to the committee on public education.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Ferris	Knight	Meyer	Thompson
Bloomfield	Gibbs	Lockwood	Mullan	Tolbert

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Campbell	Harris	Lowman	Pitcher	Walton	
Carson	Hewitt	Lusk	Reischmann	Whitley	
Davenport	Katlin	Martin	Thayer	Wiswall	
Fearon	Kavanaugh				27

FOR THE NEGATIVE

Boylan	Duggan	McGarry	Smith	Swift	
Draper	Dunnigan	Robinson	Straus	Towner	
Duell	McCue				12

Ordered, That said bill be restored to its place on the order of third reading.

The said Assembly bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar legislative days, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, as follows:

FOR THE AFFIRMATIVE

Ames	Fearon	Kavanaugh	McCue	Thayer	
Baumes	Ferris	Knight	Mullan	Thompson	
Bloomfield	Gibbs	Lockwood	Pitcher	Walker	
Campbell	Harris	Lowman	Reischmann	Walton	
Carson	Hewitt	Lusk	Simpson	Whitley	
Davenport	Katlin				27

FOR THE NEGATIVE

Boylan	Duell	McGarry	Smith	Tolbert	
Burling	Duggan	Meyer	Straus	Towner	
Draper	Dunnigan	Robinson	Swift	Twomey	15

Ordered, That the Clerk return said bill to the Assembly, with a message that the Senate has concurred in the passage of the same.

Mr. Fearon moved that the committee on internal affairs of towns, counties and public highways be discharged from the consideration of Senate bill (No. 1610, Int. No. 1296) entitled "An act to amend the Highway Law, in relation to the equipment of motor vehicles with certain signaling devices," and that said bill be restored to its place in the order of third reading.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Said bill was read the third time.

The President put the question whether the Senate would agree to the final passage of said bill, the same having been printed and upon the desks of the members in its final form for three calendar

legislative days, and it was decided in the negative, a majority of all the Senators elected not voting in favor thereof, as follows:

FOR THE AFFIRMATIVE

Campbell	Kavanaugh	McCue	Reischmann	Twomey
Duell	Lowman	Meyer	Robinson	Walker
Farrell	Lusk	Mullan	Seidel	Walton
Fearon				

16

FOR THE NEGATIVE

Ames	Burlingame	Ferris	Smith	Tolbert
Baumes	Carson	Katlin	Swift	Towner
Bloomfield	Draper	Pitcher	Thompson	Whitley

15

The Assembly sent for concurrence a resolution by Mr. Gardner, in the words following:

Concurrent resolution of the Senate and Assembly proposing the printing, distribution and sale of certain publications:

Section 1. Resolved (if the Senate concur), That 25,000 copies of a portfolio of two hundred and sixty-four colored plates of "Wild Flowers of New York" prepared by the New York State Museum be printed, distributed and sold as follows: one copy shall be given to each elementary and secondary school library in the State and the balance held for sale at cost of production, under the supervision of the University of the State of New York.

Section 2. Resolved (if the Senate concur), That 5,000 copies of "Birds of New York," volumes 1 and 2, be printed and held for sale at the price of \$6.00 per set of two volumes, such sales to be conducted by the University of the State of New York.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Thayer
Baumes	Duell	Katlin	Pitcher	Thompson
Bloomfield	Duggan	Kavanaugh	Robinson	Tolbert
Boylan	Dunnigan	Knight	Schackno	Towner
Burling	Farrell	Lockwood	Seidel	Twomey
Burlingame	Fearon	Lowman	Simpson	Walker
Campbell	Ferris	Lusk	Smith	Walton
Carson	Gibbs	McCue	Straus	Whitley
Cotillo	Harris	McGarry	Swift	Wiswall
Davenport	Hewitt	Martin		

48

Ordered, That the Clerk return said resolution to the Assembly, with a message that the Senate has concurred in the passage of the same.

The Assembly returned the Assembly bill (No. 1399, Senate Reprint No. 1778, Rec. No. 278) entitled "An act to amend chapter eight hundred and six of the Laws of nineteen hundred and twenty, entitled 'An act to create a commission to represent the State of New York at hearings before the International Joint Commission on Boundary Waters, created under and by virtue of article nine of the convention concluded on January eleventh, nineteen hundred and nine between the United States and the Dominion of Canada, and making an appropriation therefor,' in relation to the extent of the powers of the commission, and making an appropriation therefor," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 1890, Senate Reprint No. 1855, Rec. No. 491) entitled "An act making an appropriation from the proceeds of the sale of bonds for the payment of bonuses to certain persons who were in the service of the United States in the war with the German empire and its allies," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 1577, Senate Reprint No. 1872, Rec. No. 556) entitled "An act to amend chapter five hundred and ninety of the Laws of nineteen hundred and nineteen, entitled 'An act to create a commission to confer with committees of Congress, in relation to Indian affairs, and making an appropriation for the expenses of the commission,' in relation to reports, and making an appropriation for the final report of such commission," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 1193, Senate Reprint No. 1834, Rec. No. 262) entitled "An act to amend the Education Law, in relation to salary of librarian of law library in Bronx county," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 1169, Senate Reprint No. 1824, Rec. No. 135) entitled "An act to amend the Code of Criminal Procedure, in relation to peace officers," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 918, Senate Reprint No. 1873, Rec. No. 99) entitled "An act to promote the health and efficiency of firemen in cities of the State," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 1417, Senate Reprint No. 1832, Rec. No. 208) entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 916, Senate Reprint No. 1835, Rec. No. 442) entitled "An act to amend the Military Law, in relation to compensation of State and municipal officers and employees returning from military or naval duty," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 1370, Senate Reprint No. 1833, Rec. No. 191) entitled "An act to amend the General Municipal Law, in relation to the payment to legal guardians of awards, in any city of over one million inhabitants, made by child welfare board," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 1498, Senate Reprint No. 1815, Rec. No. 267) entitled "An act to amend the Poor Law, in relation to price of headstones for soldiers' graves," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Assembly bill (No. 1215, Senate Reprint No. 1814, Rec. No. 224) entitled "An act to amend chapter six hundred and eighty-five of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public safety of the city of Syracuse,' in relation to the discipline of officers and members of the police and fire departments," with a message that they have concurred in the amendments of the Senate thereto.

Ordered, That the Clerk return said bill to the Assembly.

The Assembly returned the Senate bill (No. 19, Int. No. 19) entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Neil McEwen, former patrolman, who resigned from such position in the year nineteen hundred and nineteen," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 328, Int. No. 315) entitled "An act authorizing the borough president of the borough of Manhattan of the city of New York to rehear the charges upon which John J. Sweeney was dismissed from the department of buildings, and to reinstate him in the position formerly held by him," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 648, Int. No. 590) entitled "An act authorizing the police commissioner of the city of New York to restore James Quigley, a member of the police force of the city of New York, to the rank and grade of lieutenant of police, formerly held by him," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 744, Int. No. 672) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Meyer Pollack, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and nineteen, and to reinstate him in the position formerly held by him," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1010, Int. No. 893) entitled "An act to authorize the police commissioner of the city of New York to increase the pension allowed out of the police pension fund to John M. Smith, a retired member of the police force of such city," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1279, Int. No. 1082) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which William Clancy, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and seventeen, and to reinstate him in the the position formerly held by him," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1309, Int. No. 1111) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which James S. Grant, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and seventeen, and to reinstate him in the position formerly held by him," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1685, Int. No. 1342) entitled "An act conferring jurisdiction on the police commissioner of the city of New York to increase the pension heretofore awarded to Charles E. Hunt, a former police officer of such city," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 966, Int. No. 443) entitled "An act to amend the Greater New York charter, respecting the receipt, deposit and disbursement of public moneys, and abolishing the office of chamberlain," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1683, Int. No. 1340) entitled "An act to amend the Greater New York charter, in relation to a detective division in the police department," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1238, Int. No. 800) entitled "An act to amend chapter four hundred and twenty-five of the Laws of eighteen hundred and ninety-six, entitled 'An act to amend the charter of the city of Poughkeepsie,' in relation to city bonds," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Poughkeepsie for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1449, Int. No.

247) entitled "An act to amend chapter five hundred and sixty-three of the Laws of nineteen hundred and sixteen, entitled 'An act to authorize the city of Troy to improve and regulate the river and dock front, and to make provision for and promote commerce with the city,' in relation to the improvement of the river and dock front of the city of Troy generally," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Troy for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1302, Int. No. 1104) entitled "An act to amend the charter of the city of Buffalo, in relation to preventing the obstruction of public waters and preserving the banks thereof," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Buffalo for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1702, Int. No. 1061) entitled "An act authorizing the city of Buffalo to acquire the lands authorized to be acquired by it by chapter one hundred and forty-two of the Laws of nineteen hundred and nine, which have not yet been acquired by said city, providing the purposes for which such lands may be used by said city, and confirming the acts of the city in purchasing parts of said lands," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Buffalo for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1706, Int. No. 1257) entitled "An act to amend the Dunkirk city charter, generally," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Dunkirk for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1483, Int. No. 1218) entitled "An act to amend the charter of the city of James-

town, in relation to transfer of lands and structures under the jurisdiction of the board of park commissioners of such city, not required for park purposes," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Jamestown for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1251, Int. No. 1063) entitled "An act to amend the charter of the city of Mechanicville, in relation to the correction of a manifest error in reference to the date of the general municipal election," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Mechanicville for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 786, Int. No. 714) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien on the property of 'Church of Saint Elizabeth of Hungary,' a religious corporation in the borough of Manhattan, city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1212, Int. No. 1036) entitled "An act authorizing the police commissioner of the city of New York to increase the pension of Patrick A. O'Keefe, formerly a member of the police department of such city," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1312, Int. No. 1114) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the

property of Saint Illuminator's Armenian Apostolic Church, a religious corporation, in the borough of Manhattan, city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1508, Int. No. 1228) entitled "An act to amend chapter seven hundred and six of the Laws of nineteen hundred and twenty, entitled 'An act to authorize the Commissioners of the Land Office to convey a tract of land at the southeast corner of Winthrop street and Albany avenue, in the borough of Brooklyn, city of New York, now a part of the grounds of the Brooklyn State Hospital, to the city of New York for a proposed change in the street lines of Albany avenue, for a highway,' in relation to extending the time for completing the improvement," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1704, Int. No. 18) entitled "An act to amend the Greater New York charter, in relation to the powers of the commissioner of water supply, gas and electricity for the supervision and control of private water companies, and for the acquisition of their property," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 681, Int. No. 623) entitled "An act to amend the Greater New York charter, in relation to the cancellation of taxes upon property of the city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1667, Int. No. 632) entitled "An act to amend the Greater New York charter, in relation to the removal of certain employees of the department of correction," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 554, Int. No. 512) entitled "An act to amend the Greater New York charter, in relation to the deposit of security by a person offering to purchase or lease real property of the city of New York, and the payment of commissions to brokers upon the sale or lease thereof," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1422, Int. No. 1174) entitled "An act to amend the Greater New York charter, in relation to the payment of pensions to members of the police and fire department of such city disabled in the military or naval service of the United States," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1586, Int. No. 1278) entitled "An act to amend the Greater New York charter, in relation to the cession of lands for the construction of a tunnel or tunnels under the Hudson river," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1736, Int. No. 1360) entitled "An act to amend the Greater New York charter, so as to authorize the commissioner of parks of the borough of

the Bronx to transfer to the president of said borough a portion of Van Cortlandt park for the purpose of widening Broadway, in the city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1390, Int. No. 1157) entitled "An act to amend the charter of the city of Rochester, in relation to additional corporate powers to construct, maintain and make agreements relating to the use of a railroad," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Rochester for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1680, Int. No. 1337) entitled "An act to authorize and empower the city of Syracuse to borrow on certificates of indebtedness such amount of money as shall be necessary to pay the expenses of operating the bridges over the Erie canal in such city for the period of navigation in the year nineteen hundred and twenty-one, and to provide for the payment of such indebtedness," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Syracuse for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1692, Int. No. 1349) entitled "An act to repeal section nineteen, being former section twenty-a of chapter three hundred and fifty-seven of the Laws of nineteen hundred and five, entitled 'An act to revise the several acts relative to the city of Tonawanda,' relating to water rates," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Tonawanda for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1718, Int. No.

1230) entitled "An act to amend chapter eighteen of the Laws eighteen hundred and sixty-two, entitled 'An act to revise the charter of the city of Utica,' in relation to local improvements," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Utica for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1565, Int. No. 874) entitled "An act to amend the Greater New York charter, in relation to establishing a park keeper force, and to repeal section three hundred and thirteen of said charter," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1817, Int. No. 889) entitled "An act to amend the Greater New York charter, in relation to the relief and pension fund of the fire department," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1800, Int. No. 1397) entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' in relation to the collection of local assessments," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Syracuse for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1801, Int. No. 1398) entitled "An act to amend chapter six hundred and eighty-four of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of

public works of the city of Syracuse,' in relation to certificate of partial completion," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Syracuse for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1792, Int. No. 1404) entitled "An act to amend the Greater New York charter, in relation to the salary and pension rights of police lieutenants assigned to the detective bureau or division in the police department of such city," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1848, Int. No. 1425) entitled "An act to amend the Greater New York charter, in relation to the employees of ferries acquired by the city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1185, Int. No. 1018) entitled "An act to amend the Greater New York charter, in relation to the numbering of houses," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1729, Int. No. 1353) entitled "An act to amend the Greater New York charter, in relation to corporation newspapers in the borough of Brooklyn," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1748, Int. No. 1372) entitled "An act to amend the New York City Municipal Court Code, in relation to change of boundaries of the seventh district in the borough of Manhattan, and providing for an additional district in said borough, and for additional justices in said districts," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 972, Int. No. 645) entitled "An act to amend the Greater New York charter, in relation to the annual salaries of the mayor, the comptroller, the president, vice-chairman, chairman of the finance committee, majority and minority leaders of the board of aldermen, and the aldermen," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1746, Int. No. 1370) entitled "An act to amend the New York City Municipal Court Code, in relation to the appointment, compensation, duties and powers of referees," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1773, Int. No. 1371) entitled "An act to amend the Municipal Court Code of the City of New York, providing for an additional justice in the fourth municipal court district of the borough of Brooklyn," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1315, Int. No. 1117) entitled "An act authorizing the commissioners of the sink-

ing fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the New York Protestant Episcopal Public School," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1798, Int. No. 1395) entitled "An act to amend the New York City Court Act, relating to messengers," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1144, Int. No. 989) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Hugh P. McKeon, formerly a patrolman in the police department of said city, was dismissed from said department, and to reinstate him in the position formerly held by him," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1840, Int. No. 1417) entitled "An act authorizing the board of estimate and apportionment of the city of New York to pay the claim of the Seventh Regiment, National Guard, New York, for expenses incurred in the installation of a mess hall and kitchen in the armory of such regiment," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1489, Int. No. 1224) entitled "An act to amend the Election Law, in relation to the salary and term of office of the commissioners of election

The Assembly returned the Senate bill (No. 1748, Int. No. 1372) entitled "An act to amend the New York City Municipal Court Code, in relation to change of boundaries of the seventh district in the borough of Manhattan, and providing for an additional district in said borough, and for additional justices in said districts," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 972, Int. No. 645) entitled "An act to amend the Greater New York charter, in relation to the annual salaries of the mayor, the comptroller, the president, vice-chairman, chairman of the finance committee, majority and minority leaders of the board of aldermen, and the aldermen," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 1746, Int. No. 1370) entitled "An act to amend the New York City Municipal Court Code, in relation to the appointment, compensation, duties and powers of referees," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1773, Int. No. 1371) entitled "An act to amend the Municipal Court Code of the City of New York, providing for an additional justice in the fourth municipal court district of the borough of Brooklyn," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1315, Int. No. 1117) entitled "An act authorizing the commissioners of the sink-

ing fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the New York Protestant Episcopal Public School," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1798, Int. No. 1395) entitled "An act to amend the New York City Court Act, relating to messengers," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1144, Int. No. 989) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Hugh P. McKeon, formerly a patrolman in the police department of said city, was dismissed from said department, and to reinstate him in the position formerly held by him," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1840, Int. No. 1417) entitled "An act authorizing the board of estimate and apportionment of the city of New York to pay the claim of the Seventh Regiment, National Guard, New York, for expenses incurred in the installation of a mess hall and kitchen in the armory of such regiment," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1489, Int. No. 1224) entitled "An act to amend the Election Law, in relation to the salary and term of office of the commissioners of election

of the city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1047, Int. No. 922) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Peter Clancy, formerly a member of the police force of such city, was dismissed from such department, and to reinstate him in the position formerly held by him," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the the city of New York for a hearing, pursuant to the provisions of Constitution.

The Assembly returned the Senate bill (No. 1823, Int. No. 1414) entitled "An act to authorize and empower the council of the city of Watervliet to investigate and determine the rights and powers of such city to enforce payment of liens or charges upon real property therein for unpaid taxes and assessments which accrued and became payable prior to the year eighteen hundred and ninety-six and to compromise or cancel any such liens or charges which are of doubtful validity or enforcement," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said bill to the mayor of the city of Watervliet for a hearing, pursuant to the provisions of the Constitution.

The Assembly returned the Senate bill (No. 41, Int. No. 41) entitled as follows:

Concurrent resolution of the Senate and Assembly proposing an amendment to section eighteen of article six of the Constitution, in relation to children's courts and courts of domestic relations.

Section 1. Resolved (if the Assembly concur), That section eighteen of article six of the Constitution be amended to read as follows:

§ 18. Inferior local courts of civil and criminal jurisdiction may be established by the Legislature, but no inferior local court hereafter created shall be a court of record. Except as herein provided the Legislature shall not hereafter confer upon any

inferior or local court of its creation, any equity jurisdiction or any greater jurisdiction in other respects than is conferred upon county courts by or under this article. The Legislature may establish children's courts, and courts of domestic relations, as separate courts, or as parts of existing courts or courts hereafter to be created, and may confer upon them such jurisdiction as may be necessary for the correction, protection, guardianship and disposition of delinquent, neglected or dependent minors, and for the punishment and correction of adults responsible for or contributing to such delinquency, neglect or dependency, and to compel the support of a wife, child or poor relative by persons legally chargeable therewith who abandon or neglect to support any of them. In conferring such jurisdiction the Legislature shall provide that whenever a child is committed to an institution or is placed in the custody of any person by parole, placing out, adoption or guardianship, it shall be so committed or placed, when practicable, to an institution governed by persons, or in the custody of a person, of the same religious persuasion as the child. In the exercise of such jurisdiction such courts may hear and determine such causes, with or without a jury, except those involving a felony. Except as herein otherwise provided, all judicial officers shall be elected or appointed at such times and in such manner as the Legislature may direct.

§ 3. Resolved (if the Assembly concur), That the foregoing amendment be submitted to the people for approval at the general election to be held in the year nineteen hundred and twenty-one, in accordance with the provisions of the Election Law.

Also, the Senate bill (No. 1787, Int. No. 122) entitled as follows:

Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article six of the Constitution, in relation to compensation of judges and associate judges of the Court of Appeals.

Section 1. Resolved (if the Assembly concur), That section seven of article six of the Constitution be amended to read as follows:

§ 7. The Court of Appeals is continued. It shall consist of the chief judge and associate judges now in office, who shall hold their offices until the expiration of their respective terms, and their successors, who shall be chosen by the electors of the State. The official terms of the chief judge and associate judges shall be fourteen years from and including the first day of January next after their election. Five members of the court shall form a quorum, and the concurrence of four shall be necessary to a deci-

sion. The court shall have power to appoint and to remove its reporter, clerk and attendants. Whenever and as often as a majority of the judges of the Court of Appeals shall certify to the Governor that said court is unable, by reason of the accumulation of causes pending therein, to hear and dispose of the same with reasonable speed, the Governor shall designate not more than four justices of the Supreme Court to serve as associate judges of the Court of Appeals. The justices so designated shall be relieved from their duties as justices of the Supreme Court and shall serve as associate judges of the Court of Appeals until the causes undisposed of in said court are reduced to two hundred, when they shall return to the Supreme Court. The Governor may designate justices of the Supreme Court to fill vacancies. No justice shall serve as associate judge of the Court of Appeals except while holding the office of justice of the Supreme Court, and no more than seven judges shall sit in any case. The judges of the Court of Appeals, including those now in office, shall receive for their services the sum of seventeen thousand five hundred dollars per year. A justice of the Supreme Court while serving as associate judge of the Court of Appeals shall receive the same compensation as judges of the Court of Appeals.

§ 2. Resolved (if the Assembly concur), That the foregoing amendment be submitted to the people for approval at the general election to be held in the year nineteen hundred and twenty-two, in accordance with the provisions of the Election Law.

Also, the Senate bill (No. 1695, Int. No. 1066) entitled as follows:

Concurrent resolution of the Senate and Assembly proposing an amendment to section nine of article four of the Constitution, in relation to powers of the Governor with respect to special, private or local bills.

Section 1. Resolved (if the Assembly concur), That section nine of article four of the Constitution be amended to read as follows:

§ 9. Every bill which shall have passed the Senate and Assembly shall, before it becomes a law, be presented to the Governor; if he approve, he shall sign it; but if not, he shall return it with his objections to the House in which it shall have originated, which shall enter the objections at large on the journal, and proceed to reconsider it. If after such reconsideration, two-thirds of the members elected to that House shall agree to pass the bill, it shall be sent together with the objections to the other House, by which it shall likewise be reconsidered; and if approved by two-thirds of the members elected to that House,

it shall become a law notwithstanding the objections of the Governor. In all such cases the votes in both Houses shall be determined by yeas and nays, and the names of the members voting shall be entered on the journal of each House respectively. If any bill shall not be returned by the Governor within ten days (Sundays excepted) after it shall have been presented to him, the same shall be a law in like manner as if he had signed it, unless the Legislature shall, by their adjournment, prevent its return, in which case it shall not become a law without the approval of the Governor. No private or local bill, and no special city bill as defined in section two of article twelve, shall become a law after the final adjournment of the Legislature unless approved by the Governor within forty days after such adjournment. No other bill shall become a law after the final adjournment of the Legislature, unless approved by the Governor within thirty days after such adjournment. If any bill presented to the Governor contains several items of appropriation of money, he may object to one or more such items while approving of the other portion of the bill. In such case, he shall append to the bill, at the time of signing it, a statement of the items to which he objects; and the appropriation so objected to shall not take effect. If the Legislature be in session, he shall transmit to the House in which the bill originated a copy of such statement, and the items objected to shall be separately reconsidered. If on reconsideration one or more of such items be approved by two-thirds of the members elected to each House, the same shall be part of the law, notwithstanding the objections of the Governor. All the provisions of this section, in relation to bills not approved by the Governor, shall apply in cases in which he shall withhold his approval from any item or items contained in a bill appropriating money.

§ 2. Resolved (if the Assembly concur), That the foregoing amendment be referred to the Legislature to be chosen at the next general election of Senators, and in conformity with section one of article fourteen of the Constitution be published for three months previous to the time of such election.

with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said concurrent resolutions to the Secretary of State.

The Assembly returned the Senate bill (No. 1317, Assembly Reprint No. 1996, Int. No. 728) entitled "An act to amend the Civil Service Law, in relation to retirement of officers and employees in the State civil service."

Also, Senate bill (No. 1114, Assembly Reprint No. 1905, Int. No. 869) entitled "An act to amend the Code of Criminal Procedure, in relation to the imprisonment of female convicts sentenced to the punishment of death."

Also, Senate bill (No. 694, Assembly Reprint No. 2073, Int. No. 627) entitled "An act to amend the Decedent Estate Law, in relation to legacies and devises to issue of a decedent."

Also, Senate bill (No. 1377, Assembly Reprint No. 2057, Int. No. 1146) entitled "An act to amend the Highway Law, in relation to the disposition of registration fees for the construction and improvement of town highways and county roads."

Also, Senate bill (No. 1460, Assembly Reprint No. 2056, Int. No. 1193) entitled "An act to amend the Insanity Law, in relation to the admission of patients to institutions, the use of hospital laboratories and the transfer of patients, and renumbering certain sections of such law."

Also, Senate bill (No. 1515, Assembly Reprint No. 2074, Int. No. 1235) entitled "An act to amend the Lien Law, in relation to the application of the article relating to chattel mortgages."

Also, Senate bill (No. 110, Assembly Reprint No. 2078, Int. No. 108) entitled "An act to amend the Personal Property Law, in relation to stock dividends."

Also, Senate bill (No. 1343, Assembly Reprint No. 2058, Int. No. 1126) entitled "An act to amend chapter five hundred and eighty-five of the Laws of nineteen hundred and eighteen, entitled 'An act relating to the construction of public works,' generally."

Also, Senate bill (No. 1012, Assembly Reprint No. 2066, Int. No. 895) entitled "An act to amend the Village Law, in relation to the incorporation of villages."

Also, Senate bill (No. 1819, Assembly Reprint No. 2081, Int. No. 1075) entitled "An act to amend the Conservation Law, in relation to licensing the use of water for power and other purposes, and to providing for the exercise of the power of eminent domain, in relation to the production, sale and distribution of heat, light and power to the public, and making an appropriation for expenses."

Also, Senate bill (No. 1058, Assembly Reprint No. 2084, Int. No. 10) entitled "An act to amend the Election Law, in relation

to the adoption and use of voting machines in cities of the first class."

Also, Senate bill (No. 1595, Assembly Reprint No. 2080, Int. No. 887) entitled "An act to amend the State Printing Law, generally."

Ordered, That the Clerk deliver said bills to the Governor.

The Assembly returned the Senate bill (No. 1765, Int. No. 1348) entitled "An act to provide for the appointment of a commission to inquire into the local government of the city of New York, with power to investigate the manner of conducting and transacting business in the several departments, boards and offices thereof, to suggest legislation with respect thereto, and to prepare for submission to the Legislature a new charter for such city, and, within its discretion, an administrative code or other body of supplementary local law for enforcement within such city."

Also, Senate bill (No. 1757, Int. No. 1379) entitled "An act to amend the Real Property Law, in relation to the recording of demands or requirements by the alien property custodian."

Also, Senate bill (No. 1580, Int. No. 1272) entitled "An act authorizing the village of Middletown, Herkimer county, to accept gifts, grants and devises and to construct therewith a building for general village purposes and providing for the rental thereof and the disposition of such rental money."

Also, Senate bill (No. 1725, Int. No. 725) entitled "An act to amend the Membership Corporations Law, in relation to acquisition of lands by certain agricultural corporations, by condemnation."

Also, Senate bill (No. 1739, Int. No. 1363) entitled "An act to amend the Military Law, in relation to the naval militia, and in relation to armories."

Also, Senate bill (No. 1154, Int. No. 999) entitled "An act to amend the General Municipal Law, in relation to the fixing of standard time in municipalities."

Also, Senate bill (No. 1741, Int. No. 1365) entitled "An act to amend the Insanity Law, in relation to transfer of certain insane persons to the Matteawan State Hospital."

Also, Senate bill (No. 1686, Int. No. 1343) entitled "An act

to amend the Election Law, in relation to form of ballots for voting machine."

Also, Senate bill (No. 1402, Int. No. 766) entitled "An act to amend chapter four of the Laws of eighteen hundred and ninety-one, entitled 'An act to provide for rapid transit railways in cities of over one million inhabitants,' with reference to payments for work done and the method of enforcement thereof."

Also, Senate bill (No. 1571, Int. No. 1263) entitled "An act to amend the Railroad Law, in relation to paving and repair of streets."

Also, Senate bill (No. 1638, Int. No. 1314) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Syracuse Lighting Company for moneys alleged to be due it from the State under agreements to furnish power for the bridges and light for the buildings connected therewith on the Erie and Oswego canals during the years from nineteen hundred and thirteen to nineteen hundred and nineteen, inclusive."

Also, Senate bill (No. 1588, Int. No. 1280) entitled "An act to amend chapter seven hundred and thirty of the Laws of nineteen hundred and thirteen, entitled 'An act to provide for the centenary of the battle of Plattsburgh, the appointment of a commission, prescribing its powers and duties, and making an appropriation therefor,' in relation to the membership of such commission."

Also, Senate bill (No. 1700, Int. No. 401) entitled "An act to amend the Education Law, in relation to industrial teachers' scholarships."

Also, Senate bill (No. 1342, Int. No. 1125) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Antonetta De Marco against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and sixteen, and to render judgment therefor."

Also, Senate bill (No. 1339, Int. No. 1122) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Amelio Di Pasquale against the State for damages to property alleged to have been sustained dur-

ing the flood of the Mohawk river in the year nineteen hundred and sixteen, and to render judgment therefor."

Also, Senate bill (No. 1338, Int. No. 1121) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Amelio Di Pasquale against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor."

Also, Senate bill (No. 755, Int. No. 683) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the canalized Mohawk river at and near Schenectady, by reason of the alleged negligent construction and maintenance of the Vischer Ferry dam, the six months' statute of limitations having run against said claims."

Also, Senate bill (No. 1341, Int. No. 1124) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Albert Lenta against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor."

Also, Senate bill (No. 1340, Int. No. 1123) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of John D. Watkins against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor."

Also, Senate bill (No. 1851, Int. No. 1426) entitled "An act to amend the Public Service Commission Law, generally."

Also, Senate bill (No. 1609, Int. No. 1295) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Ervin A. Mix against the State for damages alleged to have been sustained by him while in the employ of the State at the Binghamton State Hospital, and to render judgment therefor."

Also, Senate bill (No. 1703, Int. No. 1186) entitled "An act to amend the State Finance Law, in relation to creating the

board of estimate and control, defining its powers and duties, and abolishing the central supply committee and transferring its functions to such board, and to repeal section twenty-six of the Legislative Law, and making appropriation therefor."

Also, Senate bill (No. 1604, Int. No. 1290) entitled "An act to amend the General Business Law, in relation to private detectives."

Also, Senate bill (No. 884, Int. No. 790) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Alice E. Smith as administratrix of the goods, chattels and credits of William L. Smith, whose death occurred while an inmate of the Manhattan State Hospital on or about the third day of November, nineteen hundred and eight."

Also, Senate bill (No. 1680, Int. No. 1154) entitled "An act to amend the General Business Law, in relation to the registration and trademark protection of cans and can covers."

Also, Senate bill (No. 1608, Int. No. 1294) entitled "An act to provide for the redemption of unused volume tax stamps sold by the State Commissioner of Excise, and making an appropriation therefor."

Also, Senate bill (No. 301, Int. No. 291) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Elmore Everett against the State of New York for personal damages sustained by him while in the employ of the State highway department of the State of New York, and to render judgment therefor."

Also, Senate bill (No. 1665, Int. No. 210) entitled "An act to amend the Justice Court Act, in relation to fees of justices of the peace."

Also, Senate bill (No. 1481, Int. No. 1216) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claims of the Cooper-Snell Company against the State of New York for damages sustained and for extra work, labor and materials furnished by such company in the construction of the Dolgeville-village-county road number eight hundred and sixty-eight and the Manheim Center and Salisbury Center road number four hundred and sixty-three, and to render judgment therefor."

Also, Senate bill (No. 1719, Int. No. 1096) entitled "An act to amend the Village Law, in relation to establishment of police departments in certain villages."

Also, Senate bill (No. 575, Int. No. 527) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Katherine Toohey against the State for damages for personal injuries alleged to have been sustained by her on or about April twenty-second, nineteen hundred and twenty, and render judgment therefor."

Also, Senate bill (No. 1046, Int. No. 921) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of William F. Campion against the State, under a contract for removing cinders, and other rubbish from certain public buildings, and to render judgment therefor,"

Also, Senate bill (No. 1716, Int. No. 66) entitled "An act to provide for the location, creation and management of the Allegany State Park in Cattaraugus county and for the purchase of lands; and making an appropriation therefor."

Also, Senate bill (No. 1037, Int. No. 912) entitled "An act to amend the Election Law, in relation to abolishing the board of elections in the county of Westchester, vesting the county clerk of said county with the powers and duties of boards of election, and authorizing the employment and payment of necessary assistants."

Also, Senate bill (No. 839, Int. No. 596) entitled "An act to amend the Banking Law, in relation to the transmission of money by private bankers."

Also, Senate bill (No. 1777, Int. No. 1234) entitled "An act to amend the Tax Law, in relation to taxes upon and with respect to personal incomes."

Also, Senate bill (No. 1347, Int. No. 1130) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims for damages against the State alleged to have been sustained by the appropriation by the State of lands and property in connection with the construction of a bridge over the Erie canal on State highway route number twenty-eight, in the village of Yorkville, and to render judgment therefor."

Also, Senate bill (No. 1769, Int. No. 1182) entitled "An act to amend the Tax Law, in relation to taxable transfers."

Also, Senate bill (No. 1715, Int. No. 1229) entitled "An act to amend the Stock Corporation Law and the Tax Law, in relation to certain taxes on corporations."

Also, Senate bill (No. 1660, Int. No. 549) entitled "An act to amend the General Business Law, in relation to fire escapes."

Also, Senate bill (No. 1569, Int. No. 1261) entitled "An act to amend the Penal Law, in relation to care of incompetent persons."

Also, Senate bill (No. 1657, Int. No. 1050) entitled "An act to amend the Business Corporations Law, in relation to co-operative associations."

Also, Senate bill (No. 1666, Int. No. 937) entitled "An act to amend the Civil Rights Law, in relation to the dedication of the name or picture of any person for advertising or trade purposes."

Also, Senate bill (No. 1482, Int. No. 1217) entitled "An act to amend the Public Buildings Law, in relation to the board of trustees of the New York State Soldiers' and Sailors' Home."

Also, Senate bill (No. 994, Int. No. 877) entitled "An act to amend the Civil Practice Act, in relation to support and maintenance of wife and child."

Also, Senate bill (No. 979, Int. No. 862) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Frank W. Yates against the State for damages alleged to have been sustained while in the course of his employment as an enlisted trooper of the New York State police, in the month of May, nineteen hundred and twenty, and to render judgment therefor."

Also, Senate bill (No. 1503, Int. No. 654) entitled "An act to amend the Public Health Law, in relation to general health districts."

Also, Senate bill (No. 1790, Int. No. 1150) entitled "An act authorizing the State board of estimate and control to sell and convey the lands, buildings and premises known as the Mohansic Lake Reservation in the town of Yorktown, Westchester county, providing for the manner of sale and disposition of proceeds."

Also, Senate bill (No. 1749, Int. No. 1373) entitled "An act to amend the Education Law, in relation to compulsory educa-

tion, and to amend the Labor Law, in relation to the employment of children."

Also, Senate bill (No. 1774, Int. No. 1169) entitled "An act to amend the Labor Law, generally."

Also, Senate bill (No. 534, Int. No. 491) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the county of Chenango for reimbursement of moneys paid by such county for road construction alleged to have been chargeable to the State."

Also, Senate bill (No. 1696, Int. No. 1214) entitled "An act to provide a more uniform retirement plan for State employees, under the provision of the New York State employees' retirement system, and to repeal certain acts and parts of acts providing for other retirement systems."

Also, Senate bill (No. 1605, Int. No. 1291) entitled "An act to authorize the exchange of certain real estate by the villages of Johnson City and others for purposes of a village park."

Also, Senate bill (No. 1648, Int. No. 1324) entitled "An act to amend the Education Law, in relation to the qualifications of teachers, and making an appropriation for expenses."

Also, Senate bill (No. 1649, Int. No. 1325) entitled "An act to amend the Education Law, in relation to licensing and supervision of schools and school courses, and making an appropriation therefor."

Also, Senate bill (No. 1671, Int. No. 834) entitled "An act to regulate the exhibition of motion pictures, creating a commission therefor, and making an appropriation therefor."

Also, Senate bill (No. 1618, Int. No. 1304) entitled "An act to amend the Civil Service Law, in relation to retiring veterans, and pensioning them."

Also, Senate bill (No. 1668, Int. No. 936) entitled "An act to amend the Agricultural Law, in relation to the licensing of dogs."

Also, Senate bill (No. 1701, Int. No. 165) entitled "An act to provide for a convention, representing the Legislature, the judiciary and the bar, to consider and report upon proposed amendments to article six of the Constitution, and making an appropriation therefor."

Also, Senate bill (No. 1627, Int. No. 454) entitled "An act

making an appropriation for personal service and for maintenance and operation of the labor department."

Also, Senate bill (No. 1291, Int. No. 1093) entitled "An act to authorize the Attorney-General to adjust and compromise certain penalties under section fifteen-a of chapter seven hundred and fifty-three of the Laws of eighteen hundred and fifty-seven, as added by chapter six hundred and sixty-six of the Laws of nineteen hundred and fifteen."

Also, Senate bill (No. 1198, Int. No. 1031) entitled "An act to amend the Banking Law, in relation to the illegal conduct of business as a private banker."

Also, Senate bill (No. 1775, Int. No. 1329) entitled "An act to amend the General Business Law, in relation to regulation of the transmission of money to foreign countries."

Also, Senate bill (No. 1572, Int. No. 1264) entitled "An act to amend the State Charities Law, in relation to the division for mentally defective women in the New York State Reformatory for Women."

Also, Senate bill (No. 1740, Int. No. 1364) entitled "An act to amend chapter six hundred and ninety-nine of the Laws of nineteen hundred and twenty, entitled 'An act to create a commission to examine laws relating to child welfare, investigate their effect and propose remedial legislation in relation thereto, and making an appropriation for the expenses of the commission,' in relation to reports to the Legislature."

Also, Senate bill (No. 858, Int. No. 774) entitled "An act to amend the Civil Practice Act, generally."

Also, Senate bill (No. 452, Int. No. 420) entitled "An act to amend chapter nine hundred and two of the Laws of nineteen hundred and twenty, entitled 'An act to provide for a convention, representing the judiciary and the bar, to consider and adopt rules of civil practice, and making an appropriation therefor,' in relation to extending the time for filing the rules."

Also, Senate bill (No. 1270, Int. No. 628) entitled "An act to amend the Civil Service Law, in relation to preference to veterans."

Also, Senate bill (No. 1305, Int. No. 1107) entitled "An act to amend the Code of Civil Procedure, in relation to testamentary trustees."

Also, Senate bill (No. 1423, Int. No. 1175) entitled "An act to amend section thirteen hundred and thirty-six of the Code of Civil Procedure, in relation to appeals to the Court of Appeals."

Also, Senate bill (No. 1437, Int. No. 916) entitled "An act to amend the Code of Criminal Procedure, in relation to the publication of the sheriff's proclamation."

Also, Senate bill (No. 912, Int. No. 811) entitled "An act to confer upon the Court of Claims jurisdiction to hear, audit and determine the claims of several claimants against the State for damages to riparian rights alleged to have been caused in connection with the construction by the State of a dyke across the stream known as the Hellegat, during the years eighteen hundred and eighty-nine and eighteen hundred and ninety-nine."

Also, Senate bill (No. 1870, Int. No. 1437) entitled "An act to authorize the Appellate Division of the Supreme Court in the first department to admit Woodrow Wilson to practice law in the courts of this State."

Also, Senate bill (No. 1202, Int. No. 1074) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of Vinita Kathleen Quackenbush, for personal injuries alleged to have been sustained while she was employed by the State."

Also, Senate bill (No. 1469, Int. No. 1202) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of William Henderson against the State for moneys alleged to be due for construction work at the Central Islip State Hospital."

Also, Senate bill (No. 1640, Int. No. 1316) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Alfred J. McClurg against the State for damages alleged to have been sustained by reason of the construction of the Barge canal through Genesee Valley park, in the city of Rochester, New York."

Also, Senate bill (No. 1545, Int. No. 784) entitled "An act to amend the Conservation Law, in relation to engineering and construction work."

Also, Senate bill (No. 1523, Int. No. 1243) entitled "An act to amend the Conservation Law, in relation to the open season for taking deer in certain towns in Washington county."

Also, Senate bill (No. 1755, Int. No. 1377) entitled "An act to legalize certain elections and proceedings in the year nineteen hundred and twenty, in the village of Little Valley, Cattaraugus county, relating to the paving of Court street, with moneys to be derived from the sale of village bonds, to authorize and regulate the sale of such bonds and provide for their payment."

Also, Senate bill (No. 1728, Int. No. 1352) entitled "An act to provide for the submission of a proposition to the voters of the fire district number one of the town of Mamaroneck, New York, for the acquisition of a site, by private purchase or condemnation, and the construction of a new fire house in said fire district, and, if such proposition is adopted, authorizing the issue of not to exceed sixty-five thousand dollars of bonds to provide for the said acquisition of said site and the erection of said building."

Also, Senate bill (No. 1786, Int. No. 832) entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War."

Also, Senate bill (No. 1664, Int. No. 248) entitled "An act to amend the General Municipal Law and the State Finance Law, in relation to the awarding of contracts."

Also, Senate bill (No. 438, Int. No. 408) entitled "An act to amend the General Municipal Law and the State Finance Law, in relation to contracts."

Also, Senate bill (No. 1484, Int. No. 1219) entitled "An act to amend the General Municipal Law, in relation to the construction and maintenance of memorial building or monument by a county or city."

Also, Senate bill (No. 845, Int. No. 761) entitled "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and twelve, entitled 'An act to erect the county of Bronx from the territory now comprised within the limits of the borough of Bronx, in the city of New York, as constituted by chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven, and all acts amendatory thereof and

supplemental thereto,' in relation to the office of assistant deputy county clerk."

Also, Senate bill (No. 1216, Int. No. 1040) entitled "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and twelve, entitled 'An act to erect the county of Bronx from the territory now comprised within the limits of the borough of the Bronx, in the city of New York, as constituted by chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven, and all acts amendatory thereof and supplemental thereto,' in relation to publication of legal notices."

Also, Senate bill (No. 1650, Int. No. 1326) entitled "An act to amend chapter one hundred and ninety of the Laws of eighteen hundred and sixty, entitled 'An act extending to Oliver A. Field the right to establish and maintain a ferry across the Hudson river,' in relation to accommodations to be provided for ferriage, and to rates of ferriage to be charged."

Also, Senate bill (No. 1441, Int. No. 891) entitled "An act to amend the Public Health Law, the County Law, the Town Law and the Village Law, in relation to engineering work in connection with the conservation of the public health."

Also, Senate bill (No. 1764, Int. No. 1386) entitled "An act to amend the Conservation Law, in relation to the manner of taking water fowl on Chautauqua lake."

Also, Senate bill (No. 1531, Int. No. 1251) entitled "An act to amend the Membership Corporations Law, in relation to dealing in agricultural products for profit."

Also, Senate bill (No. 1789, Int. No. 1188) entitled "An act to amend the Stock Corporation Law, in relation to the issue of additional stock to employees."

Also, Senate bill (No. 1527, Int. No. 1247) entitled "An act to amend the Stock Corporation Law, in relation to the issuance of shares of capital stock without par value."

Also, Senate bill (No. 1323, Int. No. 978) entitled "An act to amend the County Law, in relation to compensation of county comptroller."

Also, Senate bill (No. 1213, Int. No. 1037) entitled "An act to amend chapter sixty-two of the Laws of eighteen hundred and

ninety-seven, entitled 'An act to authorize the appointment of a county detective in counties of more than one hundred and twenty-five thousand inhabitants and to fix the compensation of such detective,' in relation to the number and method of compensating detectives in certain counties."

Also, Senate bill (No. 383, Int. No. 363) entitled "An act to amend the Education Law, in relation to local historians, in boroughs of a city having more than one million inhabitants."

Also, Senate bill (No. 1699, Int. No. 409) entitled "An act to amend the Education Law, relative to discipline and physical training."

Also, Senate bill (No. 1698, Int. No. 531) entitled "An act to amend the Education Law, in relation to cost of maintenance and instruction of pupils in institutions for the deaf and dumb."

Also, Senate bill (No. 674, Int. No. 616) entitled "An act to amend the Education Law, in relation to preparation and correction of poll lists in certain cities, and qualifications of voters."

Also, Senate bill (No. 1015, Int. No. 898) entitled "An act to amend the Education Law, in relation to instruction in the public schools on the subject of fire prevention."

Also, Senate bill (No. 286, Int. No. 276) entitled "An act to amend the Election Law, in relation to compensation of inspectors."

Also, Senate bill (No. 322, Int. No. 309) entitled "An act to amend the Election Law, in relation to publication of canvass."

Also, Senate bill (No. 1694, Int. No. 1351) entitled "An act to amend the Executive Law, in relation to the duties of the Attorney-General."

Also, Senate bill (No. 1868, Int. No. 1259) entitled "An act to amend the Farms and Markets Law, in relation to establishing the office of Commissioner of Farms and Markets, and defining his powers and duties and the powers and duties of the Council."

Also, Senate bill (No. 451, Int. No. 419) entitled "An act to amend the Judiciary Law, in relation to retirement of court attendants, librarians and assistant librarians of the Appellate Division in the Third and Fourth Departments."

Also, Senate bill (No. 1325, Int. No. 737) entitled "An act to amend the Judiciary Law, in relation to the classification of

certain confidential attendants to the justices of the Supreme Court."

Also, Senate bill (No. 1659, Int. No. 850) entitled "An act to amend the Judiciary Law, in relation to stenographers in the fourth and sixth judicial districts, and making an appropriation for an additional stenographer in each of such districts."

Also, Senate bill (No. 1040, Int. No. 915) entitled "An act to amend the Judiciary Law, in relation to the publishing of the terms of county court."

Also, Senate bill (No. 1643, Int. No. 1319) entitled "An act to amend the Judiciary Law, in relation to payment of compensation of clerks of the justices of the Supreme Court, fifth judicial district, upon the death of the justice."

Also, Senate bill (No. 1217, Int. No. 1041) entitled "An act to legalize, validate and confirm grants made by direction of the Commissioners of the Land Office under the provision of the Public Lands Law since December eighteenth, nineteen hundred and thirteen, of lands in Bronx county."

Also, Senate bill (No. 1707, Int. No. 1151) entitled "An act to amend the Railroad Law, relative to the construction of new highway crossings of railroads, the elimination of existing railroad grade crossings or changing existing railroad crossings."

Also, Senate bill (No. 1687, Int. No. 1344) entitled "An act to change the name of Saint Joseph's Normal College to Saint Joseph's Normal Institute."

Also, Senate bill (No. 1409, Int. No. 885) entitled "An act to amend the Tax Law, in relation to transfer tax officer in the county of New York."

Also, Senate bill (No. 1256, Int. No. 1068) entitled "An act to amend the Tax Law, in relation to cancellation of tax sales."

Also, Senate bill (No. 1456, Int. No. 1189) entitled "An act to amend the Tax Law, in relation to abandonment of claim of title under tax deeds on cancellation of sale."

Also, Senate bill (No. 1301, Int. No. 1103) entitled "An act to amend the Town Law, in relation to the issuance, sale and manner of payment of town bonds for certain sewer purposes, and the levy of assessments and taxes for such purposes, in certain towns."

Also, Senate bill (No. 1585, Int. No. 1277) entitled "An act to legalize and validate the acts and proceedings of the village of Waterford, its voters, officers and agents, in relation to the issuance and sale of paving bonds of said village in the aggregate amount of forty-seven thousand four hundred and sixty-three dollars and fifty cents, to authorize the issuance of said bonds, and to provide for raising annually by tax a sum sufficient to pay the principal and interest of such bonds as they become due."

Also, Senate bill (No. 1277, Int. No. 1080) entitled "An act to create sewer district number three and sewer district number four of the town of West Seneca, county of Erie and State of New York, to legalize all proceedings of the town board, its officers and agents heretofore taken in connection with the construction of sewers in said districts, to create a sewer board and provide for the administration of said districts, the issuance of bonds, levying taxes and assessments, and authorizing said board to contract for the disposal of sewerage from said districts."

Also, Senate bill (No. 1418, Int. No. 1170) entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and sixteen, entitled 'An act to create the office of commissioner of charities and corrections in the county of Westchester, and to describe the powers and duties of such office,' generally."

Also, Senate bill (No. 1636, Int. No. 1312) entitled "An act to incorporate the State Veterans Relief Fund, for the amelioration of the condition of disabled residents of this State who were in the military or naval service of the United States during the World War, and their dependents."

Also, Senate bill (No. 746, Int. No. 674) entitled "An act to amend the Village Law, in relation to the licensing of occupations in villages."

Also, Senate bill (No. 1825, Int. No. 428) entitled "An act to amend the Executive Law and the Conservation Law, in relation to the salary of the superintendent of State police, providing for two additional troops of State police, defining the powers and duties of the State police in the enforcement of the Conservation Law, relative to fish and game, repealing certain sections of the Conservation Law, and making an appropriation."

Also, Senate bill (No. 1867, Int. No. 1305) entitled "An act to amend chapter nine hundred and twelve of the Laws of nineteen hundred and twenty, entitled 'An act allowing and regulating boxing and sparring matches, and establishing a State boxing commission, and making an appropriation therefor,' generally."

Also, Senate bill (No. 1762, Int. No. 1384) entitled "An act making an appropriation for the repair and upkeep of ditching machines owned by the State of New York."

Also, Senate bill (No. 1864, Int. No. 1434) entitled "An act making an appropriation for the employment of a traffic expert in the Department of Farms and Markets."

Also, Senate bill (No. 1781, Int. No. 1387) entitled "An act to legalize the publication of all legal instruments, papers, documents and notices heretofore published in the Buffalo Legal Daily."

Also, Senate bill (No. 1852, Int. No. 1428) entitled "An act to amend the Civil Practice Act, in relation to actions to recover real property in certain cities."

Also, Senate bill (No. 1853, Int. No. 1429) entitled "An act to amend the Civil Practice Law, in relation to summary proceeding to recover the possession of real property in certain cities."

Also, Senate bill (No. 1763, Int. No. 1385) entitled "An act authorizing the board of trustees of the village of Clayton to issue and sell bonds for paving and improving the streets of said village, and providing for the levy and collection of taxes for the payment of the same."

Also, Senate bill (No. 1743, Int. No. 1367) entitled "An act to amend the Code of Civil Procedure, in relation to summary proceedings to recover the possession of real property in cities of the first class and in cities in a county adjoining a city of the first class for default in the payment of rent."

Also, Senate bill (No. 40, Int. No. 40) entitled "An act to amend the General Construction Law, in relation to holidays."

Also, Senate bill (No. 1797, Int. No. 1394) entitled "An act to amend the Court of Claims Act, generally."

Also, Senate bill (No. 1143, Int. No. 988) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Val O'Farrell, against the State for

services alleged to have been rendered the State by him as a detective in investigating the case of Charles F. Steilow, convicted of murder."

Also, Senate bill (No. 1574, Int. No. 1266) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of Anna J. Cooley, for personal injuries alleged to have been sustained by her by reason of the improper and negligent construction and maintenance by the State of a certain highway in the town of North Greenbush, Rensselaer county, leading from Albia, in the city of Troy, to the hamlet of Wynantskill."

Also, Senate bill (No. 1838, Int. No. 1415) entitled "An act to confer jurisdiction on the Court of Claims, to hear, audit and determine the claims of certain contractors under contracts heretofore let by the Commission on New Prisons."

Also, Senate bill (No. 1607, Int. No. 1293) entitled "An act to amend the Education Law, in relation to apportionment of school moneys."

Also, Senate bill (No. 1837, Int. No. 1413) entitled "An act to amend the Election Law, in relation to party nominations of candidates for State-wide offices and the office of justice of the Supreme Court."

Also, Senate bill (No. 1285, Int. No. 1087) entitled "An act to amend the State Finance Law, in relation to outstanding checks or drafts on bank accounts of funds of the State."

Also, Senate bill (No. 1782, Int. No. 1388) entitled "An act in relation to the appointment of clerks, deputy clerks and assistant clerks of the inferior courts of civil jurisdiction in cities of the first class."

Also, Senate bill (No. 1602, Int. No. 1288) entitled "An act to amend the Judiciary Law, in relation to the appointment of stenographers."

Also, Senate bill (No. 1799, Int. No. 1396) entitled "An act to amend the Judiciary Law, relative to fees and mileage of trial jurors."

Also, Senate bill (No. 1846, Int. No. 1423) entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, in relation to appointment and compensation of all employees."

Also, Senate bill (No. 1549, Int. No. 1253) entitled "An act creating and establishing a department of charities in the county of Oneida, and extending and enlarging the powers and duties of the superintendent of the poor in relation thereto."

Also, Senate bill (No. 1780, Int. No. 1366) entitled "An act to amend chapter one hundred and thirty-six of the Laws of nineteen hundred and twenty, entitled 'An act in relation to defense in actions based upon unjust, unreasonable and oppressive agreements for rent of premises occupied for dwelling purposes in cities of the first class or in cities in a county adjoining a city of the first class,' generally."

Also, Senate bill (No. 1827, Int. No. 744) entitled "An act to amend the Railroad Law, in relation to the relocation of tracks by street railroad corporations operating in cities of the first class."

Also, Senate bill (No. 1829, Int. No. 1016) entitled "An act to amend the Railroad Law, in relation to proceedings for alteration of a grade crossing instituted on petition of a board of supervisors of a county or town board of one or more towns, or the mayor and common council of a city."

Also, Senate bill (No. 865, Int. No. 782) entitled "An act to amend the Greater New York charter, in relation to the furnishing of court rooms and supplies for the Supreme Court."

Also, Senate bill (No. 1828, Int. No. 1281) entitled "An act to amend the Tax Law, in relation to the ascertainment of gain or loss for the purposes of the income tax."

Also, Senate bill (No. 1752, Int. No. 1374) entitled "An act to amend the Tax Law, in relation to salaries of State tax commissioners."

Also, Senate bill (No. 1871, Int. No. 1436) entitled "An act to amend the Tax Law, in relation to the exemption from local taxation of buildings planned for dwelling purposes and validating the action of local legislative bodies in granting certain exemptions."

Also, Senate bill (No. 1813, Int. No. 1099) entitled "An act to authorize the board of supervisors of the county of Westchester to adjust overpayments of county taxes by tax districts in such county arising out of illegal assessments on the tax-rolls as equalized subsequent to the year nineteen hundred and thirteen."

Also, Senate bill (No. 1611, Int. No. 1297) entitled "An act creating a commission to prepare a preliminary plan and report, including estimates, for the combination, improvement and extension of existing rapid transit railroads, street surface railroads, and stage and omnibus lines and any railroad used for local service, operating between a point or points within the city of New York and a point or points within the county of Westchester, and for connecting railroads whose lines stop at or near the boundary line between the city of New York and the county of Westchester, and for otherwise improving, by new construction or otherwise, the transportation facilities between the city of New York and the county of Westchester, and other transportation facilities in such county, and authorizing appropriations by the county of Westchester toward the expense of such commission."

Also, Senate bill (No. 670, Int. No. 612) entitled "An act to amend the Workmen's Compensation Law, in relation to the enforcement of awards against uninsured employers."

Also, Senate bill (No. 1584, Int. No. 1276) entitled "An act to legalize and validate the acts and proceedings of the village of Waterford, its voters, officers and agents, in relation to the issuance and sale of Second street paving bonds of said village, in the aggregate amount of fifteen thousand seven hundred and fifty dollars, to authorize the issuance of said bonds, and to provide for raising annually by tax a sum sufficient to pay the principal and interest of such bonds as they become due."

Also, Senate bill (No. 1849, Int. No. 1427) entitled "An act to amend the Village Law, in relation to rate of interest on village bonds."

Also, Senate bill (No. 1538, Int. No. 905) entitled "An act authorizing the purchase of additional land for the Marcy division of the Utica State Hospital, and making an appropriation therefor, and authorizing the sale and conveyance of certain State land in the city of Utica now occupied by the Utica State Hospital," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bills to the Governor.

The Assembly returned the concurrent resolution by Mr. Yale,

relative to printing a memorial of Honorable Gordon H. Peck, with a message that they have concurred in the Senate amendments thereto.

Ordered, That the Clerk return said resolution to the Assembly.

The Assembly returned the concurrent resolution by Mr. Meyer, relative to the appointment of a special joint legislative committee to investigate the government of New York city.

Also, the concurrent resolution by Mr. Ferris, relative to the appointment of a special joint legislative committee to investigate the Department of Farms and Markets.

Also, the concurrent resolution by Mr. Knight, extending the time of the special joint legislative committee to recodify the Labor Laws.

Also, the concurrent resolution by Mr. Whitley, relative to the appointment of a special joint legislative committee to investigate and revise the Election Laws.

Also, the concurrent resolution by Mr. Walton, relative to the appointment of a special joint legislative committee to investigate the Corporation Laws.

Also, the concurrent resolution by Mr. Lockwood, relative to an additional appropriation for the special joint legislative committee on housing.

Also, the concurrent resolution by Mr. Lusk, relative to recess appointments by the Clerks of the Senate and Assembly.

Also, the concurrent resolution by Mr. Downing, relative to printing a memorial of Honorable John F. Ahearn.

Also, the concurrent resolution by Mr. Draper, relative to printing a memorial of Honorable George B. Wellington, with a message that they have concurred in the adoption of the same.

Mr. Lusk offered a resolution in the words following:

Resolved, That a committee of two Senators be appointed to wait upon the Assembly and inform that body that the Senate has completed its business and is ready to adjourn.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The President appointed as such committee Messrs. Wiswall and Twomey.

The above committee returned to the Senate Chamber and reported that they had performed that duty.

Mr. Lusk offered a resolution in the words following:

Resolved, That a committee of two Senators be appointed to wait upon the Governor and inform him that the Senate has completed its business and is ready to adjourn.

The President put the question whether the Senate would agree to said resolution, and it was decided in the affirmative.

The President appointed as such committee Messrs. Campbell and Boylan.

The above committee returned to the Senate Chamber and reported that they had performed that duty.

Messrs. McGinnies and Taylor appeared in the Senate Chamber and informed the Senate that the Honorable the Assembly has completed its business and is ready to adjourn.

Mr. Lusk moved that all further proceedings under the call of the Senate be suspended.

The President put the question whether the Senate would agree to said motion, and it was determined in the affirmative.

The journal of the day was read and approved.

Mr. Lusk moved that the Senate do now adjourn.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Whereupon, pursuant to concurrent resolution heretofore adopted, the Senate adjourned sine die.

SPECIAL COMMITTEE APPOINTMENTS ON THE PART OF THE SENATE

Pursuant to the several resolutions and laws, the temporary President appointed the following special committees:

Committee to investigate the government of New York City: Senators Meyer, Robinson, Harris, Kavanaugh, Downing.

Committee to investigate the Department of Farms and Markets: Senators Ferris, Ames, Straus.

Committee to re-codify the Labor Laws: Senators Knight, Swift, Baumes, Boylan, McGarry.

Committee to investigate the Election Laws: Senators Whitley, Duell, Schackno.

Committee to investigate the Corporation Laws: Senators Walton, Fearon.

Committee to investigate housing and rent conditions: Senators Lockwood, Carson, Tolbert, Dunnigan, Cotillo.

Committee to investigate the subject of taxation: Senators Davenport, Boylan.

Committee to investigate the subject of compensation of teachers and the system of education: Senators Mullan, Lowman, Downing.

Committee to investigate the simplification of civil practice: Senators Walton, Knight.

Committee to investigate the subject of motor vehicle legislation: Senators Lowman, Towner, McCue.

Commission on Dante sixth centenary celebration: Senators Duggan, Simpson, Cotillo.

Commission on the centenary of the Battle of Plattsburg, to fill vacancy: Senator Ferris.

(Senators Lusk and Walker made ex-officio members of above committees by concurrent resolution.)

ERRATUM

Page 351, line 5, "Rec. 53" should read "Rec. 58."

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APPENDIX I

EXECUTIVE JOURNAL

EXECUTIVE JOURNAL

IN SENATE, *January 5, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER

ALBANY, *January 5, 1921.*

To the Legislature:

The operations of the finances for general budget purposes of State government for the fiscal year ending June 30, 1920, were as follows:

Revenue receipts:

General property taxes	\$15,058,317 01
Special taxes	93,018,032 15
Other general revenues.....	7,515,257 83
Total	<hr/> \$115,591,606 99

Expenditures:

Administration, maintenance and operation.....	\$47,902,427 19
Fixed charges and contributions.....	39,699,757 53
Capital outlays	6,422,030 75
Total	<hr/> \$94,024,215 47

Excess of receipts over expenditures.....	<hr/> \$21,567,391 52
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The following is a statement of the operations for general budget purposes for the year ending June 30, 1921, as estimated:

Estimated Revenue:

General property taxes:

Sinking fund, etc.....	\$15,468,856 84
School teachers, etc.....	19,484,150 60
General purposes	53,516 47
Court and stenographers' tax.....	633,473 30
Armory taxes	1,066,103 37

Special taxes:

Excise (liquor tax).....	\$275,000 00
Corporation tax	33,700,000 00
Personal income tax.....	16,500,000 00
Organization of corporations.....	1,500,000 00
Transfers (inheritance tax).....	17,500,000 00
Stock transfers (stamp tax).....	8,520,000 00
Mortgage tax	2,750,000 00
Motor vehicles	4,635,000 00
Other revenues and receipts.....	7,713,900 00

Total estimated revenue.....	<hr/> \$129,800,000 53
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Estimated Expenditures:

Budget appropriations in force July 1, 1920	\$141,885,474 39	
Appropriations made at the extraordinary session of the Legislature, September, 1920	3,334,432 21	
	<hr/>	\$145,219,906 60
Deduct:		
Estimated lapsed balances of appropriations, 1920-1921.....	2,900,000 00	
	<hr/>	
Total estimated expenditures.....		142,319,906 60
		<hr/>
Estimated excess expenditure over revenue.....		\$12,519,906 02
		<hr/>

Surplus Account:

Estimated for the year ending June 30, 1921:		
Balance July 1, 1920.....		\$31,593,409 63
Deduct:		
Estimated excess expenditure over revenue as shown in above statement....	\$12,519,906 02	
Estimated contingent reserves and adjustment in the accounts.....	1,000,000 63	
	<hr/>	13,519,906 65
		<hr/>
Estimated surplus July 1, 1921.....		\$18,073,502 98
		<hr/>

Capital expenditures for the year ending June 30, 1920, were \$16,395,227.92, as compared with \$17,076,773.20 for the preceding fiscal year.

The total State debt, both funded and temporary, on June 30, 1920, was \$238,860,017.33. The sinking funds amounted to \$69,499,475.22, leaving a net debt of \$169,360,542.11, a reduction of \$5,094,982.03 below the preceding year. There are yet to be issued under authorizations \$76,800,000 of bonds, consisting of \$45,000,000 Soldiers' and Sailors' bonus bonds, \$6,800,000 for Barge canal terminal, \$20,000,000 for highway improvements, and \$5,000,000 for extension of the State Forest Preserve.

On the assumption that the present revenue laws will continue in force and that the law levying a tax of 1.50 mills for school teachers' salaries will be re-enacted, the resources of the State available for the General Budget for the fiscal year commencing July 1, 1921, as estimated by the Comptroller, are as follows:

Estimated Revenue 1921-1922:

General property taxes:	
Sinking funds, etc.....	\$13,702,340 00
School teachers' salaries, etc. (1.50).....	19,935,000 00
Court and stenographers' tax.....	650,000 00
Special taxes:	
Excise (liquor tax).....	200,000 00
Corporation tax	30,330,000 00
Personal income tax.....	16,500,000 00
Organization of corporations.....	1,500,000 00
Transfer (inheritance tax).....	17,500,000 00
Stock transfers (stamp tax).....	8,520,000 00
Mortgage tax	2,750,000 00
Motor vehicles	4,635,000 00
Other revenues and receipts.....	7,613,900 00
<hr/>	
Total estimated revenue.....	\$123,836,240 00
Estimated surplus July 1, 1921.....	18,745,595 00
<hr/>	
Total estimated resources	<u>\$142,581,835 00</u>

I doubt that sufficient allowance has been made in those estimates for changing economic conditions, which may unfavorably affect the revenues. The small item of \$200,000, liquor tax, should be eliminated from the estimate, if the Legislature adopts the recommendation which I shall later make, to repeal the present Liquor Tax Law, thus abolishing the Excise Department and to pass a simple act to enforce the Eighteenth Amendment of the Federal Constitution, conformable to the act of Congress on the subject and enforceable by peace officers as other laws are enforced. Considering the uses for which liquor may now lawfully be sold, the small amount of revenue from that source and the expense of collection, it does not appear to be either expedient or wise to continue that tax. There are other sources of revenue which I should expect to yield less than the estimate. At any rate, it will allow only a small factor of safety to put the maximum of appropriations permitted by the estimated resources at \$140,000,000. Even that sum will practically exhaust the surplus, and if maintained the following year, will then require additional taxation.

We should strive to reduce and more equally to distribute the burdens of taxation, but first of all, we must stop the tendency

of recent years to increase those burdens. Unnecessary, unwise and burdensome taxation, local, State and national, is in my judgment one of the chief causes of present economic conditions, from which the least able to bear them will suffer most. We have suffered from inflation, some of it unnecessary and artificial. We are now suffering in part from a tendency artificially to deflate, whereas sound economic conditions will only be restored by the gradual retirement of debts, both public and private, from savings. Production, industry, economy and thrift are essential to the solution of our economic problems. The government must set the example and must encourage private thrift by practicing the most rigid public economy. I know of no policy which the State can adopt which will better promote the general welfare than that.

We have then \$140,000,000 in round numbers which may be spent during the coming fiscal year without resort to increased taxation. Our aim should be to reduce expenditures below that amount, but in no event should appropriation bills be passed which will require the raising of additional revenue. To avoid that there must be the closest co-operation between the Legislature and the Executive. I recommend, however, that the motor vehicle tax be increased to provide all the revenue needed for highway maintenance. The motor traffic makes such maintenance necessary, and should bear the expense of it.

I shall transmit the total amount of appropriations desired by each State Department as required by section 26 of the Legislative Law without detailed comment.

The requested appropriations as tabulated by the Legislative Budget Committee total \$201,644,292.43. That does not include the amount needed for interest on and amortization of the bonds approved by the people on November 2d for the Soldiers' and Sailors' bonus which, if the whole \$45,000,000 authorized be issued, will amount to \$4,050,000. When we consider that numerous requests for other appropriations are always made during the legislative session, the size of the task ahead of us becomes apparent.

The requests filed last year at this period totalled \$141,824,691.60, and the appropriations of both sessions of the Legislature, signed by the Governor, totalled \$145,219,906.60, including

\$20,550,000.00 for teachers' salaries not included among the requests filed at the commencement of the legislative session.

The startling gross and per capita increase in the cost of the State government for the past ten years is exhibited by the following table:

<i>For year</i>	<i>Budget appropriations</i>	<i>Per capita</i>
1912	\$43,074,192 58	4.61
1913	52,366,582 35	5.53
1914	59,465,890 97	6.21
1915	47,899,527 74	4.94
1916	63,997,271 86	6.51
1917	59,103,450 08	5.93
1918	79,742,834 21	7.89
1919	81,525,271 31	7.95
1920	95,840,983 77	9.22
1921	145,219,906 60	13.79

Many factors account for the increase, the largest single one undoubtedly being the new functions and activities undertaken by the State. The time has now come to make a survey of the State's activities with the view of eliminating those whose results do not appear to be commensurate with their cost. If it be granted, as I assert, that the greatest good to all the people of the State will result from establishing the practice both in government and in private life of living within our means, it necessarily follows that we should eliminate those activities which are the least essential, the least productive of good.

The following is an approximation of what may be termed fixed charges:

Debt service, including \$4,050,000 for bonus bonds should the whole amount authorized be issued.....	\$17,752,343 53
Pensions	475,000 00
Rural post roads, Federal aid.....	5,250,000 00
Highways, State aid, including Lowman Act.....	4,340,000 00
Judgments (other than canal).....	100,000 00
Support common schools	33,500,000 00
Academic quotas	550,000 00
Attendance academic pupils.....	100,000 00
Books, apparatus and standard works of art.....	150,000 00
Nonresident tuition	850,000 00
State scholarships	300,000 00
State scholarships, soldiers and sailors.....	30,000 00
Industrial teachers, scholarships.....	50,000 00

Teachers' annuities	\$35,000 00
Rehabilitation physically handicapped persons.....	100,000 00
Canal judgments	3,778,313 23
Construction authorizations in excess of appropriations....	25,031,750 00
Total	<u>\$92,392,406 76</u>

When it is considered that that list includes nothing for highway maintenance, for which \$7,500,000 was appropriated last year, and \$15,000,000 is requested this year, nothing for the expenses of government, nothing for State institutions, normal schools, agricultural and vocational schools and colleges, it becomes apparent that the task set cannot be accomplished without the most resolute courage, and that any deviation for personal or political considerations from what appears to be sound policy will make the task hopeless.

From the table last above given it appears that the revenues have been mortgaged to the extent of \$25,031,750 for so-called authorized construction in excess of appropriations. That includes \$8,500,000 requested for the New York State Bridge and Tunnel Commission. I am advised by the State Engineer that only half that sum can be spent this year, so that it will suffice to make half that sum immediately available and to do the like at the next session. It may be necessary to resort to that expedient, although that merely postpones the evil day, as the \$8,500,000 now requested is only a part of the total appropriation which the State will ultimately have to make as its share of said construction.

That invites attention to what appears to me to be a pernicious custom. The habit of authorizing projects and making a small initial appropriation to start them has grown until the State's revenues are mortgaged as aforesaid. It is true that that enables more projects to be started. It is also true that many projects involve a larger appropriation than possibly can be spent in a single year. It is also true that that method leads to extravagance and creates situations like that now confronting us. Many projects are thus undertaken without accurate knowledge of the ultimate cost, where with such knowledge they would not be undertaken at all, or if undertaken, they would be submitted to

the people for the approval of a bond issue and would not be financed out of current revenue.

The tunnel project is typical. It was started by a small appropriation upon a gross underestimate of cost. According to present estimates it will cost the State nearly double the amount requested this year. The cost of construction is to be repaid from tolls. It was peculiarly a case for submission to the people after a careful estimate of cost, and if it had been necessary to appropriate in a single year the full amount required, it would have been undertaken in no other way. True, the Constitution permits but a single proposal to issue bonds to be submitted at one time. But that limitation was doubtless intended as a check upon extravagant debt making, and I am far from thinking that it is unwise.

Before any project is undertaken it should be necessary to count the cost and to provide for its financing. Undoubtedly that may delay some projects and prevent others from being undertaken, but it will also prevent bankruptcy. We must now finish the projects to which the State has thus been committed, and the demands upon the treasury make it imperative that only such amounts be appropriated therefor this year as can economically be spent during the year. I earnestly recommend that no new authorizations be made unless provision for financing them be made at the same time. That may prevent undertakings which seem desirable, but no purpose, however desirable, can justify resort to expedients which are sure to entail a train of evil consequences.

Apart from the budget requests, the Superintendent of Public Works has submitted items totalling \$20,375,500 for bridges over the canals, which have been condemned, for completing the canal terminals and for canal damage claims. These are matters which may appropriately be submitted to the people in a single proposal. They all involve a capital outlay in connection with the completion of the canal. They are proper subjects for a bond issue and should not be financed out of current revenues. The State now has so much embarked in the canal enterprise that it must complete it, to the end that its maximum of usefulness may be developed, or, at least, demonstrated as speedily as possible. The

estimates for terminals upon which the last proposal was submitted to the people fell short of requirements because of unanticipated increases in cost. It should now be possible accurately to estimate the cost of completion. I recommend that such estimate be made and that a proposal based thereon be submitted to the people at the next election.

Returning now to the budget, it will be useful to note the principal increases requested not already adverted to. They may be classified as follows:

Personal service	\$5,377,783 80
Maintenance and operation.....	8,960,717 67
Deficiencies	2,854,972 02
Construction	34,685,019 91
Highways and bridges.....	6,868,000 00
	<hr/>
	\$58,746,493 40
	<hr/>

At the outset we may profitably lay down certain general rules, which must be adhered to, if we are to accomplish our task.

1. No new positions should be created; instead I trust we shall find many to abolish.

2. There should be no salary increases. Large increases were made last year and the economic trend should make further increases this year unnecessary.

Those two rules should eliminate the requested increase for personal service.

3. The authorized construction projects should be completed before new ones are undertaken.

That should eliminate the increases requested for construction. Indeed, it would be impossible for the State economically to expend in a single year anything like as much for construction as has been requested.

4. Appropriations for maintenance should be based on the present trend of prices instead of the high prices prevailing when the requests were formulated.

That should result in the elimination of that increase and in some reductions.

5. A careful study should be made of the available highway funds and of the most business like and economical way of utiliz-

ing them. There are already available more funds than can possibly be spent this year. It will be necessary to appropriate \$4,727,117.15 to meet the Federal Aid apportionment of like amount, which will otherwise lapse on July 1, 1921. That will give an additional sum of \$9,454,234.30. With a proper amendment of the statute, some of those funds may be made available for the reconstruction of existing highways, which are now being reconstructed out of current revenues from appropriations for maintenance and reconstruction. Maintenance proper and reconstruction should be distinct. I understand that there are many highways which will rapidly disintegrate if not soon reconstructed, and I recommend that such amendment be made to the Highway Law as will permit the use of those available funds, other than the bond funds, for that purpose. That will obviate an increase and make possible a reduction in the annual appropriation for reconstruction and maintenance. Indeed, it will make it possible to limit that appropriation as it should be limited to maintenance proper.

The foregoing disposes of all the increases requested except that for deficiencies, as to which a special word should be said.

The total requests for deficiencies amount to \$9,705,453.98, of which \$7,077,966.63 is charged to the departments and \$2,627,487.35 is institutional.

There may be some excuse for institutional deficiencies, especially under the highly segregated appropriation plan. But there appears to me to be no excuse whatever for actual operating departmental deficiencies. It is the business of the head of a department to run it within the appropriation, but the practice appears to be too common to use up the appropriation the first half of the year, expecting the Legislature to supply the deficiency to run the department the last part of the year, rather than close it down. I recommend that that expectation be disappointed this year, and if that course should result in stopping some activities, it may afford us a practical demonstration of how well the State can get along without them.

Of course, the foregoing observations do not apply to contingencies that could not have been foreseen, such as judgments and other contingencies. A department has no legal right to incur

an indebtedness without an appropriation and no moral right to use up its appropriation the first part of the year, thus mortgaging next year's revenues to supply the deficiency.

The Legislature should not authorize the creation of an indebtedness without providing the revenues therefor, and department heads must run their departments within their appropriations. A rigid adherence to those rules will alone prevent the derangement of our finances, such as now confronts us, and a departure therefrom by a department head will be considered by me ground for removal.

It is fair to say that of the deficiencies \$4,572,274.38 are for fixed charges and contributions. Those will have to be met.

I am satisfied that waste results from the present highly segregated method of appropriations. A distinction should be made between the budget and the bill. The budget should be itemized in as much detail as possible, but of course it is impossible to foresee a year in advance the requirements with exact nicety. Some items will be too large, others too small. But if appropriations can only be used for specified line items, the tendency is to use it all for the specified purpose, though less might suffice, with the result that there are avoidable expenditures for some items and deficiencies in others. There should be some flexibility allowed the department head in the use of appropriations so as to permit their maximum utility. And I recommend that lump appropriations be made for maintenance, operation, repairs and the like, except for printing, traveling expense and communication, which should be itemized. It may be difficult for the Legislature to know exactly what items of the requests to cut. It will not be so difficult to cut totals, if lump sums are appropriated, and I apprehend that substantial reductions can thus be made and that necessity, the mother of invention, will teach department heads how to get along on lessened appropriations, if allowed the flexibility which lump appropriations will afford. The greatest increases in the cost of government have occurred since the highly segregated form of appropriations was adopted, an instructive illustration of the difference between practice and theory.

Of course, the foregoing observations do not apply to personal

service. As to that I have this observation to make, appropriations should be made for the position, not for the incumbent, and there should be greater effort at uniformity in all positions of like grade in the State service. That does not mean that the lower salaries should be increased. I have no doubt that a careful survey will disclose many salaries too high for the duties performed, or indeed the abilities of the incumbents. Such a situation inevitably results from the practice of fixing salaries for individuals, necessarily influenced by personal or political considerations. Such a survey as I suggest cannot be made in time for the present session, but we can at least stop further increases until one can be made. I am not suggesting a niggardly policy. By eliminating the useless positions the State can pay the incumbents of the others what they deserve.

The Legislature will be compelled this year, as it has been in the past, to make appropriations without the aid of that careful survey of departmental work which is requisite. Some mistakes will no doubt be made, though, of course, care will be exercised not to hamper any essential activity of the State. The briefest survey of the growth of appropriations for the past twenty years convinces me that great reductions can be made without interfering with the efficient administration of the public business. That growth is shown by the following table:

1900	\$23,936,377 84
1905	26,703,270 07
1910	42,975,450 86
1915	63,997,271 86
1920	145,219,906 60

It is inevitable that with that expansion there has been a corresponding accumulation of overlapping and duplication, of obsolete methods and of comparatively useless work. Customs and practices, once developed in public business, seldom change, however obsolete or inefficient they may become. We must address ourselves to the task of elimination of waste effort, of obsolete customs and practices and the substitution of modern business methods. The heads of departments should be able to tell us how that can be done without injury to the service, but they are bound to survey the problem from a different angle. They are

not confronted with the task of apportioning the available funds among all the State's activities; instead, they are bound to magnify their own work, and the more competent they are the more they are imbued with its importance. We are confronted with the task of determining relative importance, and of eliminating the least important. Moreover, department heads are subject to strong influences within the department which oppose change.

We are confronted this year with the necessity of doing the best we can with the data at hand and with the help of department heads. The more help we get from the latter, the less likely shall we be to fall into error. The Legislature has taken a long step forward in the preliminary preparation of the budget. The work of the Legislative Budget Committee has been of great assistance to me. But a further step needs to be taken, and I recommend the creation of a permanent organization with ample power to survey the work of all departments and not merely to compile estimates, but to revise them.

The important thing is that a proper agency be created responsible to proper authority. I do not think it useful to discuss the respective merits of legislative or executive budget plans. The vital thing is to create the agency, and it appears to me that that can be done without interfering with the functions of either the Legislature or the Executive. Both must co-operate to secure the desired result. It is desirable that both the Legislature and the Executive have first hand knowledge of the work and methods of such an agency, and equally desirable that that work be given due credit by both.

The State Comptroller's office is the one office in the State having a complete record of all the financial affairs of the State. In discharging the function of audit, the Comptroller acquires knowledge of great value to the work of such an agency. I recommend that a Board of Estimate and Control be created, consisting of the Governor, or such representative as he may from time to time designate, the Chairmen of the Ways and Means Committee of the Assembly and the Finance Committee of the Senate, and the State Comptroller.

That board should appoint a budget staff, specially qualified

for the work, which, with ample power of examination, should, as directed by the board, make surveys and studies of all of the State's activities with a view of introducing improved methods, eliminating waste and useless duplication, correlating effort, standardizing positions of like grade and promoting efficiency. Estimates should be filed with the Budget Bureau on a specified date, and under the direction of the board should be revised and tabulated for submission to the Legislature. It appears to me that such a plan will not infringe in any way upon legislative power, it is workable, and if rightly put into execution should give the Legislature and the Governor the information necessary to enable them to promote efficient and economical administration. We can make a beginning this year with such information as we have at hand. We should be able next year with more complete information still further to reduce expenditures.

Jurisdiction over two other subjects, printing and the purchase of supplies, might properly be conferred on such a board.

We now have a Printing Board, consisting of the Comptroller, Attorney-General and Secretary of State, with power to let the contracts, but no control whatever over the amount of printing. This subject has frequently been adverted to, but nothing effective has been done to check what all agree to be a gross abuse in the amount of absolutely useless printing of departmental reports, bulletins, and the like. The powers of the present Printing Board might well be transferred to the proposed board with all the additional powers needed to check waste and useless expense. I also recommend that all laws making it mandatory to print a designated number of reports be repealed. A saving of at least \$500,000 a year should be made in this item and I have no doubt that more than that can be saved.

By chapter 400 of the Laws of 1918 a Central Supply Committee of seven members was created. I suggest that the powers of this committee might appropriately be transferred to the proposed Board of Estimate and Control and that central purchasing of departmental supplies can well be conducted through the proposed bureau to be created under it.

I find that there are a number of employees in different departments who are paid from particular funds, some from bond

moneys and some from general appropriations for construction, and the like. They thus do not appear in the budget and there is practically no check on their employment. Their salaries aggregate in round numbers \$1,500,000. There may be reasons for temporary employments on particular work, payment for which may properly be made out of the appropriation therefor. It may be that those temporarily employed on projects financed by bond issues should be paid therefrom instead of from current revenues. But in view of the extent to which the practice has grown, it is obviously open to grave abuses, and I invite careful scrutiny of the subject.

I find in the budget but few items for automobiles or their maintenance and operation. But it is common knowledge that a large number are being maintained by the State. That is already forbidden by statute unless there is specific appropriation therefor, and if the law is defective it should be amended to make it effective. All automobiles in the State service should bear some insignia to denote ownership. I recommend that it be made a misdemeanor to use a State automobile for anything but State business.

REORGANIZATION AND CONSOLIDATION OF DEPARTMENTS

The Constitutional Convention of 1915 adopted a plan of consolidation of departments providing for seventeen departments. The Reconstruction Commission, appointed by my predecessor, recommended eighteen. The last Legislature adopted alternative proposals for consolidation into eighteen or twenty-one departments.

There are differences of opinion as to the merits of each plan. The most serious objection is, in my judgment, common to all, and that is, that no theoretical grouping will be found in practice to work as expected, but when once rigidly fixed in the Constitution, it can only be changed by constitutional amendment. Moreover, the tendency of all of the plans is in the direction of bureaucracy. The rising cost of government is frequently ascribed to the number of State departments. That is not the cause, but is, instead, the effect. The cause is the constant assumption of new functions and activities which result in new agencies, either in existing departments or new departments. A

new regrouping of agencies or a transference from one department to another will not alone effect economies. The greatest increase in administrative expense has been in a few large departments which have grown from the addition of new activities, and, from the knowledge already possessed, I undertake to say that a survey of those departments will disclose that the activities in none are properly correlated.

Reference is commonly made to the 187 State departments as evidence of government depravity. But the statement is grossly misleading. To secure that number, it is necessary to count every institution with its local board, every park, monument or historical commission. The total amount of appropriations for such commissions is relatively insignificant. No practical economy would result from such consolidation, but the State would sacrifice the interest and attention of those who now serve on such commissions without pay.

There is no point in consolidating merely for the sake of reducing numbers.

There is, however, much overlapping and duplication of effort, which can and should be eliminated. Greater efficiency and economy can be secured by uniting and properly correlating certain activities.

The plan of organization of some departments is unsound. That can be corrected.

The practical question is, shall we correct those errors by statute where that can be done, or shall we continue them until the Constitution can be amended, assuming the people will adopt the plan, which in substance they rejected in 1915, when submitted as a part of a proposed new State constitution.

I think the present emergency is such that obvious errors should be corrected as speedily as possible. That course will not prevent this Legislature from submitting to the people at the next election one of the three proposals passed by the last Legislature, if it shall deem it wise to do so.

The advantage of statutory change is that we can proceed with caution, making such changes as experience shall demonstrate to be in the public interest. I have little patience with the argument that the Legislature cannot be trusted to make such changes.

Under our scheme of government the remedy for legislative or administrative abuses must ultimately rest with the people who will usually get a quality of service commensurate with their own discharge of public duty.

I know of but one important consolidation, which can only be done by constitutional amendment, that of the State Engineer, Superintendent of Public Works, and Commissioner of Highways. The reason for that is that there is now too much, not too little, in the Constitution. If I could legally do so, I would now effect a practical consolidation of those departments, pending a constitutional amendment, by appointing the State Engineer Superintendent of Public Works and Commissioner of Highways. But I am advised by counsel that the acceptance by him of either of the other offices would *ipso facto* vacate his office as State Engineer. It appears to me that economy and efficiency can be promoted by uniting those departments under one head, and I recommend at least the submission of an amendment of the Constitution to make that possible.

I recommend that all of the engineering work of the State, outside of the Highway Department, be done by the State Engineer's office, and that all of the legal work be done by the Attorney-General's office, and that other departmental appropriations for such services be discontinued.

ASSESSMENT AND COLLECTION OF TAXES.

To assess and collect the principal indirect revenues of the State, the corporation tax, the personal income tax, the inheritance tax, the automobile license fees, the stock transfer tax, and the mortgage tax, the State maintains eight bureaus distributed through three departments, the Tax Department, the Comptroller's office and the office of the Secretary of State. Efficiency, economy, and convenience of taxpayers would all be promoted by uniting those under one head. Separate offices are now maintained in different parts of the State, part of which could be eliminated. Office equipment could be saved, and office forces could be reduced by distributing the peak loads throughout the year so as to utilize the same force, in part at least, in different collections. For example, the automobile plates now costing a large sum to distribute could, with but small additional expense, be distributed

by the force in the Income Tax Bureau, through the same offices now maintained for the collection of that tax. Moreover, the information obtained in the assessment of one tax is often useful in the assessment of others.

The present method of assessing inheritance taxes is unduly expensive. The ratio of cost for the past four years has been as follows: 1917, 4.58 per cent; 1918, 5.26 per cent; 1919, 4.73 per cent; 1920, 3.31 per cent. The relatively low rate in 1920 was due to abnormally large collections from a few estates. The percentage of cost has been too high and has always been too high, and that has been due to cumbersome and expensive methods and to a system which has admitted of abuse of political patronage. The expense, for the most part, is deducted from the tax before it is paid into the State Treasury, with the result that there has practically been no check upon it, the Comptroller, the auditing officer, being the one charged with the administration of the law. The cost of collecting that tax the last fiscal year was more than \$750,000, but the budget disclosed appropriations of less than \$75,000 for that work.

Due to the method of assessment, it is necessary to employ in the larger counties appraisers and attorneys, the latter on a fee basis, and the custom has grown to make special designation in the case of large estates. I know that a very large part of that work is wholly perfunctory and could as well be done by a clerk in the department.

It has been thought in the past that some such method is necessary to prevent estates from escaping taxation in whole or in part. I am satisfied that, if ever sound, that reason no longer exists. The State now has too many ways of checking estates, which experience has proved to be efficacious, to make it necessary longer to maintain that cumbersome and expensive method.

I recommend that the entire method of assessment and collection be revised, that the local appraisers and attorneys be entirely eliminated, that the tax be assessed by a transfer tax bureau of the State Tax Department, with jurisdiction in the Surrogates' Courts to review the assessment in case of complaints, the State to be represented on such review by the Attorney-General's office. The law should, of course, provide that no

order should be made by the surrogate settling the accounts of personal representatives of decedents without the production of a receipt for the payment of the tax, and proper penalties should be imposed for delays in payment.

One million dollars is a conservative estimate of the saving that can be expected by a consolidation of the foregoing tax agencies, and, in my judgment, efficiency and convenience of taxpayers will also be promoted.

The question is, in what department should those activities be placed and how should it be organized?

There is one controlling reason, which, in my judgment, requires that all tax activities be grouped in a single tax department, and that is the necessity of a proper correlation of our systems and methods of taxation so as more equitably to distribute the tax burdens. Our tax system is a patch work, which has grown without adequate consideration of the relations of different classes of persons or of property. Seventy per cent of the taxes, State and local, is contributed by real property, which is now paying on the average 30 per cent of its gross income in taxes. That situation discourages land owning and aggravates the rent and housing problems in our congested centers.

As an illustration of how our tax system has developed, real property, which twenty years ago was assessed at less than half value, is now assessed at nearly and in many places quite full value, but the rate of tax on other species of property has during those twenty years remained unchanged. It is, therefore, important to bring under one head, not merely the administration of the indirect tax laws, above referred to, but the administration of our entire tax system, to the end that it may be properly correlated, not only in matters of administration, but in matters of substance as well. A State tax department charged with the administration of all tax laws is thus plainly suggested.

The only other office naturally to be considered is that of the Comptroller's office. However, the Comptroller is primarily an auditing officer, and, in my judgment, an auditing office should not be converted into a great administrative office. The Comptroller should undoubtedly audit both revenues and expenditures. I think he should audit the books of all departments, and should

be given broad powers of examination for the purpose of audit. But I think he should not be charged with administration. In place of the Comptroller investing the sinking fund moneys, they should be invested by some other official, subject to his audit. Instead of his selling the bonds of the State, they should be sold by some other official, subject to his audit. The State Treasurer might properly be given those duties, subject to the audit of the Comptroller.

Should the Tax Department be headed by a commission or a single commissioner? I think experience has demonstrated that a commission is suited for quasi-judicial or legislative functions, but not for administrative work. I recommend, therefore, the abolition of the present Tax Commission, and the creation of a single-headed Tax Department, and the transference to it of all tax matters with which the State deals. The detail of organization I shall not attempt to outline. There should undoubtedly be in the department, or attached to it, a Board of Equalization and Review, with no powers of administration whatever, but with power to exercise such quasi-judicial functions in connection with tax matters as may be appropriate to refer to such a board.

I also recommend that the Governor be empowered to appoint a commission to examine into our methods of taxation and report to the next Legislature a plan of revision.

INDUSTRIAL COMMISSION

The Industrial Commission furnishes a good illustration of the evils of bureaucracy and of a commission form of organization for administrative work. It also illustrates that mere consolidation of departments will not produce either efficiency or economy.

That department is a result of a consolidation in 1915. Its appropriation in 1916 was \$1,139,784, and it had 619 employees, its appropriation last year was \$2,613,737.51, and it had 1,147 employees. Its requests for the next year total \$2,963,505, and the number of employees requested is 1,245. It has requests for deficiencies, among which I note one of \$40,300 for printing, and another of \$36,500 for traveling expenses.

In justice to the Commission it should be said that many new activities have been added to its work, but nothing comparable to its vast increase in expense.

The cause is not far to seek, and all who have studied it appear to be agreed that it lies in faulty organization, resulting in both inefficiency and extravagance.

In a report published in 1917, of the joint study of the Commission's work by the American Association for Labor Legislation and the Bureau of Municipal Research, the faults in organization, which have since become more deep-rooted, were pointed out. The Reconstruction Commission appointed by my predecessor, recommended a single head for administrative work with a commission for quasi-judicial and legislative functions.

A commission for administrative work merely divides responsibility, and the combination of administrative with quasi-legislative and judicial work is bound to result in inefficiency in both. The bureaucracy, with all its attendant evils which has grown up in the department in but a few years, is the logical outcome of the plan of organization, and reflects upon no one. It was almost inevitable.

The briefest survey of the work of this department exhibits an evil tendency of the time, which, in large part, accounts for the mounting cost of government. That is the tendency to duplication of service, local, State and national. In the matter of inspection alone there is a great duplication of service. Inspections of precisely the same character are now made by local inspectors and by those of the Commission, when it would answer every purpose for the local inspector to make duplicate reports to the local and State departments. Similarly, like inspections are made by State and Federal employees, where, if efficient, one should suffice. In truth, the number of inspectors, State and Federal, traveling over the country, has almost become a scandal, and it must be borne in mind that this duplication not only increases public expense, but unnecessarily causes private expense and annoyance. I notice that the number of inspectors to be employed is definitely prescribed by statute in many cases. Obviously, the department should not be required to employ more than necessary, and I recommend that all such provisions of statute be eliminated, and that where inspections are now, or can be done, by local officials, similar inspections by the State be discontinued. A careful study should be made of this subject

with the view to such statutory changes as will obviate the necessity of duplication by the State of either local or Federal inspections. On this subject, and as illustrative of what is very general, in casting my eye over the budget requests of the Department of Education I notice a request for nine inspectors at \$3,000 a year, or a total of \$27,000, of course involving traveling expenses of at least a like amount. On inquiry I find that their work relates to the enforcement of the Compulsory Education Law, but there is no reason that I can perceive why the work cannot be much better done by the local superintendents of schools. If I am right about that, the item should be eliminated from the budget, thus saving in one item alone \$54,000. That is only typical and illustrates what can probably be done with the budget on a close scrutiny, such as it has been impossible for me to make.

With respect to the Industrial Commission, I recommend that a single-headed department be created to have charge of all matters of administration, and that a board of three be attached to the department to discharge exclusively quasi-judicial and legislative functions, such as hearing appeals in workmen's compensation cases, prescribing rules and the like. The board should also be clothed with authority to investigate labor conditions and to deal with labor disputes, a field of service in which I trust progress can be made.

I am satisfied that such reorganization will result in greater efficiency and a proper organization of the work of the department should result in a saving to the State of more than \$1,000,000.

In this connection I desire to call attention to what appears to me to be a serious defect in the Workmen's Compensation Law. It is essential to the just working of the law that settlements be made promptly. The theory of the law is compensation to tide an injured employee over the period of disability, the relation of the employer and employee continuing at least during that period. It will promote better relations between employer and employee to have these matters put upon that basis in fact as well as theory, and to have them attended to as far as possible in the normal way without the introduction of third parties. The introduction of the insurance carriers shifts the responsibility from

employer to carrier, with the result that the employee has to look to administrative agencies of the State or to the third party carrier. There results an unnecessary barrier and estrangement between employer and employee and inevitable delay, often to the acute distress of the employee.

I recommend that the statute be amended so as to require the continuance of an injured employee on the payroll and the payment after the two weeks' waiting period of the two-thirds compensation required by law, unless the employer notifies the Commission that the case will be contested, in which case the contest should be brought on promptly for a hearing. In my opinion that change will remove the cause of many delays, it will promote the automatic and harmonious operation of the law, and will tend to remove some of those causes of estrangement between employer and employee, who are fortunately beginning to learn that their interests are mutual.

OTHER DEPARTMENTAL INCREASES

The departments, other than those above mentioned, in which the greatest increases have occurred, are the Secretary of State's office, the Comptroller's office, the Department of Health, the Education Department, and the Agricultural Department.

The administration of new tax laws accounts for the principal increases in administrative expense in the first two named, and is covered by what has been said on that subject. New activities have been added to the other departments named, and that doubtless accounts in considerable part for the increases. Still those increases have been so great as to suggest the need of a careful survey. Of course, nothing should be done to impair the efficiency of those departments. But I have no doubt, indeed the mere examination of the budget convinces me, that better correlation of effort, greater efficiency and substantial economies can be effected in all. Indeed, I make that observation with relation to every department of the State government, and we must accomplish those results either with or without the aid of department heads.

I think the present organization of the Agricultural Department unsound upon its face. The Council of Farms and Markets may serve to keep the department out of politics, and for

that reason can properly be continued, but it is not suited to discharge and should not be clothed with any administrative function whatever. There is no reason that I can perceive for a divided department, and I believe that economy and efficiency of administration will be promoted by a single head to be appointed by the Council of Farms and Markets, and I recommend that those changes be made. I also recommend that changes be made in the law so as to safeguard the payment of compensation for the killing of diseased animals.

We have been adding new activities so fast that the time has now arrived for making a survey of their results and methods of operation.

In the Department of Education, the physical training work last year involved an expenditure for salaries and traveling expenses, allowance to teachers for attending conferences, and quotas for physical training teachers of more than \$500,000, and we may be sure that there were collateral expenses running into many thousands of dollars.

There was also appropriated for Americanization work for 1920-1921, in items that are capable of segregation, over \$250,000, to say nothing of the collateral expenses included in other items. Increases have been asked this year of \$4,460 in salaries for physical training, and \$99,100 for the administration of the Americanization Law. I am informed, however, by the Department of Education that substantial reductions may properly be made.

I do not minimize the importance of Americanization or physical training, and in dealing with such subjects I would not err on the side of economy. But our necessities require us to be practical about these matters, and I doubt that much of the work so far done has been practical. I believe we have started with too large an overburden at the wrong end. Such work can only be done with effectiveness locally, and then only in harmony with local circumstances and conditions. It cannot be forced upon people, and I believe that there has been too much centralization of administration in the State which has added to the burdens of both State and local government. The elementary schools do not have the facilities for physical training such as exist in the

secondary schools, and such work in incompetent hands produces more harm than good.

The first duty of the State is to provide an elementary education for all our boys and girls, and nothing should be permitted to interfere with the full discharge of that duty. A proper elementary education given the children of the foreign born will do more than any other one thing to advance the work of Americanization, and I have a very strong feeling that compulsory physical training should not be allowed to interfere with the essential work of elementary schools, and that Americanization work outside of the schools can best be done through voluntary local effort and industries whose selfish interest properly aroused should stimulate such work. I invite careful study of this subject. I do not wish to be dogmatic, and I realize that those who have become imbued with theoretical and prospective accomplishment feel that it will be a step backward for the State to curtail any of its present activities.

I recommend that substantial amendments be made to the Physical Training Law, at least in respect of its compulsory features. It appears to me that the rural schools should be relieved of the burden placed upon them and that the cities and villages maintaining secondary schools should have the responsibility placed upon them of giving such physical training as circumstances and conditions may warrant. By all means let the elementary teachers be trained to look after the health and physical well-being of their pupils. And let the Department of Education continue in a practical way to advance the cause of education, both mental and physical. Of course, you will hear what those charged with the administration of these laws have to say. I recommend that the items of appropriations hereinbefore referred to be eliminated or that they be reduced to their very lowest terms. A reduction of at least \$500,000 in these items alone should be made.

From what has already been said, it must be apparent that I am of the opinion that the Military Training Commission is one of the departments that can be eliminated. Its appropriation last year was \$323,185. It is requesting this year \$607,480.

I think all agree that, up to date, its work has not warranted

its cost. I do not minimize the value of such work properly directed, and I believe the Commission is now under practical and competent direction. But we are compelled to eliminate the least essential, and it would be difficult to set up any standards except purely theoretical ones, which would exclude the Military Training Commission from that class. Here, again, I think we must rely for the practical results, which the Commission hopes to secure, upon voluntary work through organizations like the Boy Scouts.

Our necessities constrain me to recommend the repeal of the law and the abolition of the Commission, effecting a reduction in the budget of \$607,480.

STATE INSTITUTIONS

The appropriations last year for the penal, charitable and curative institutions were \$36,604,579.57, being second only to those for education. The requests in that group this year total \$56,767,678.82.

The prisons are under the fiscal control and management of the Superintendent of Prisons, and under the Constitution must remain there. Indeed, I am inclined to the view that the prisons should be kept, both as to the management and fiscal control, in a class by themselves.

The hospitals are under the fiscal control of the Hospital Commission, certain of the so-called charitable institutions are under the fiscal control of the Fiscal Supervisor of Charities, and some institutions appear to be practically independent of central fiscal control.

The question arises in my mind whether all State institutions other than the prisons should not be brought under one fiscal control and whether such control with central purchasing for all will not result in economy. This subject has been much discussed and many efforts have been made to solve it. It has assumed such proportions that it must be treated as a business problem. I do not recommend any change which would interfere with local boards or the present management, which I believe to be excellent. Nothing should be done to diminish the comfort of the State's unfortunates, or to disturb the morale of those

whose lives are devoted to their care. But the problem will not down until it is solved right! I wish to give the subject further study before arriving at definite conclusions. Meanwhile, I commend it to your careful consideration. We should take no step without first being assured of our grounds therefor.

I also invite consideration of the question whether the Tuberculosis Hospital at Raybrook and the Hospital for Crippled Children at West Haverstraw should not be placed under the Department of Health, and whether the schools for the blind and deaf and the Thomas Indian School should not be placed under the jurisdiction of the Educational Department.

The increase in vocational and agricultural schools and colleges and the rapid growth of appropriations therefor also suggest the inquiry whether there should not at least be some central fiscal control of these institutions. The appropriations requested this year for such institutions and the Geneva Experimental Station total \$5,665,318.90. On these subjects I am not yet prepared to make definite recommendations, but I invite your careful consideration of them.

There was appropriated for the Department of Narcotic Drug Control last year \$92,600, and the requests this year total \$217,378.75. I doubt the wisdom of continuing this department. The problem is a difficult one. In my opinion it can effectively be dealt with in only one of two ways—either by preventing unlawful sale of drugs by stopping smuggling, which can only be done by the Federal government, or by custodial care and treatment of addicts, which is practically impossible. The State does not prohibit the sale of drugs, but only attempts to regulate it. It occurs to me that the granting of permits and the accompanying supervision might well be committed to some local authority. It has been suggested that the powers of the Commission be transferred to the State Department of Health. In any view it does not appear to me that a separate State department is necessary to deal with this subject.

We have a Board of Port Wardens, which so far as I have been able to learn performs no useful function. Their abolition has many times been recommended. I recommend that they be abolished, not only to save expense, but for the even stronger

reason that an example be set of not continuing any position solely for its political patronage.

The office of Superintendent of Elections had appropriations of \$265,350 last year, and requests \$319,990 this year. I see no necessity for continuing that department and recommend that it be abolished.

The Federal government is about ready to take over the Department of the Health Officer of the Port of New York, so it will not be necessary to make appropriations therefor.

The appropriations requested this year for publishing the laws and official notices total \$1,095,000, including a deficiency of \$775,000 for the current year.

That sharply presents the question whether that expense should be continued. In my judgment it serves no useful public purpose, and, like all things done for an ulterior purpose, is subject to grave abuses. I recommend that the practice be discontinued.

FOREST PRESERVE

I invite attention to the question whether the time has not arrived for the State really to conserve some of its natural resources. Valuable timber is annually going to waste in the Forest Preserve. It seems to me that a plan ought to be devised to utilize such timber in a way to protect and improve the Forest Preserve and at the same time produce a substantial revenue and prevent waste of valuable timber, which is greatly needed. Of course that will require a constitutional amendment. I recommend the subject to your careful consideration.

GENERAL OBSERVATIONS RELATIVE TO STATE AND LOCAL FINANCIAL CONDITIONS

I have undertaken in this message to deal only with the financial affairs of the State and related subjects, because I wish at the outset to concentrate the attention of the Legislature upon what appears to me to be the most vital problems with which you will have to deal. I have undertaken to indicate the general lines on which we should proceed, and have specified some of the major things which I think may be done to secure a more

efficient and economical administration of the public business. I have not by any means exhausted or attempted to exhaust the list. The whole budget must be critically examined as it has been impossible in the time at my disposal to examine it. We must be fearless and resolute in cutting out every useless place, every department and every activity which cannot be justified. Wherever it appears that efficiency or economy may be promoted by consolidating or reorganizing departments, that should be done.

The financial condition of many municipalities is even more serious than that of the State, and the causes are largely the same, accumulation of debt and growth of municipal activities. There is not only duplication of service among State activities but like duplication as between State and municipal activities. A careful survey should be made with the view of eliminating such duplication. Things that can best be done by the localities should be left exclusively to them, and the localities should be entirely relieved of the things that can best and most appropriately be done by the State. I am persuaded that the effort should be toward decentralization instead of continuing the strong trend toward centralization of power and authority. With respect to local administration, the Legislature should be extremely careful in passing legislation imposing expense upon the local governments. I do not say that an inflexible rule can be adopted on this subject, but certainly a plain case of public necessity should be established to warrant the exercise of such legislative power.

The same observation applies to the practice, which, if indulged in, always grows, of passing legislation involving additional expense to the State without any reference to the State's revenues. The practice seems to have been first to pass the law committing the State to some new activity, then to pass the appropriation, and last to find the money. I earnestly recommend that that practice be reversed, and I suggest that any bills, which may commit the State to additional expense, should be passed on by the finance committees before they are brought up for final passage.

POWER TO INVESTIGATE LOCAL ADMINISTRATION AND ENFORCEMENT OF LAW

The financial condition of some of the municipalities of the State, notably the city of New York, raises the query whether there are not grave defects of local organization and administration. The grave increase in crimes, especially crimes of violence, and the large proportion of cases of failure to discover and apprehend the perpetrators, also suggests the query whether there are similar grave defects in the administration of the criminal law and the enforcement of law by peace officers. The Executive of the State has a responsibility in these matters which he cannot escape, and I think he should be clothed with power to investigate, without the necessity of having charges preferred.

I recommend that section 8 of the Executive Law be amended so as to extend the power of examination and investigation which the Governor now possesses of State departments, boards, bureaus and commissions, to all county and municipal officers and departments.

I shall deal with other subjects requiring particular attention in subsequent messages.

I invite the same spirit of co-operation which I intend to accord, and I am confident, that working together in that spirit, we shall accomplish our task.

(Signed) NATHAN L. MILLER.

Ordered, That said message be printed and laid upon the table.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER.

ALBANY, January 5, 1921.

To the Senate:

I hereby nominate as a Manager of the Hudson River State Hospital, Catherine A. Newbold of Poughkeepsie, her term of office as such Manager having expired.

(Signed) NATHAN L. MILLER.

Mr. Towner moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *January 5, 1921.*

To the Senate:

I hereby nominate as Superintendent of Public Works, Charles L. Cadle of Rochester, to fill the vacancy caused by the expiration of term of Edward S. Walsh.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *January 5, 1921.*

To the Senate:

I hereby nominate as a Judge of the Court of Claims, Fred M. Ackerson of Niagara Falls, his term of office as such Judge having expired.

(Signed) NATHAN L. MILLER.

Mr. Campbell moved that the said nomination be confirmed. The President put the question as to whether the Senate would agree to the said motion and it was decided in the affirmative.

IN SENATE, *January 12, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER

ALBANY, *January 12, 1921.*

To the Legislature:

The open and notorious violation of the act passed by Congress to enforce the 18th Amendment of the Federal Constitution, the serious crimes and flagrant acts of corruption, committed in

connection therewith, and the scandalous contempt for law engendered thereby require prompt measures to promote law and order, and to restore as far as possible respect for law by compelling obedience to law.

Certain propositions authoritatively settled by the United States Supreme Court should govern our action, viz:

1. The 18th Amendment "is operative throughout the entire territorial limits of the United States, binds all legislative bodies, courts, public officers and individuals within those limits, and of its own force invalidates every legislative act—whether by Congress, by a State Legislature, or by a territorial assembly—which authorizes or sanctions what the section prohibits."

2. The concurrent power to enforce the amendment conferred on Congress and the several States "does not enable Congress or the several States to defeat or thwart the prohibition, but only to enforce it by appropriate means."

3. The Volstead Act is the law of the land, universally operative regardless of action or inaction by the States.

4. The amendment prohibits the manufacture, sale, transportation, importation and exportation of intoxicating liquors for beverage purposes.

5. The Volstead Act defines intoxicating liquors as those containing one-half of one per centum or more of alcohol by volume which are fit for use for beverage purposes.

I take it that there can be no difference of view upon the proposition that the present liquor tax statute of this State should be repealed at least in so far as it conflicts with the Volstead Act. The question then arises whether further action should be taken by the Legislature, and if so, what?

No action of the Legislature can make the Volstead Act either more or less binding. That act is the law and so long as it remains on the statute books will continue to be the law binding on every one in the State irrespective of any action the State may take or fail to take. The sole question is whether the State should adopt measures to aid in the enforcement of the law.

After careful consideration, I have reached the conclusion that the State should itself aid in the enforcement of the law, and I base that conclusion principally on the following reasons:

1. As it is the duty of the citizen to respect and obey the law, so it is the duty of the State to promote law and order by compelling as far as possible obedience to law. The 18th Amendment as interpreted by the Supreme Court of the United States confers concurrent power on the States to enable them to discharge that duty.

2. The present conditions are intolerable. According to current reports the law not only is being openly and flagrantly violated, but has become the cause of the most scandalous corruption. When war prohibition went into effect, the law-abiding in the liquor business discontinued the traffic. The lawless took advantage of the situation to make unlawful gain and the illicit traffic thus engendered disturbs the good order and corrupts the morals of the community. The State cannot remain indifferent to that condition. No citizen who desires social order and well being can remain indifferent to it irrespective of what his views on the subject of prohibition may be.

3. The Federal government can enforce such a law only at enormous expense and with an army of agents in every State.

4. That manner of enforcement will strongly tend to break down State power, the maintenance of which is essential to the preservation of our scheme of government.

5. The prohibition of manufacture and importation may most effectively be enforced by the Federal government but the other prohibited acts can best be enforced by local officers.

6. The State may render effective aid in preventing all of the prohibited acts thus lessening the necessity of federal enforcement and directly contributing to the maintenance of law and order essential to the security of every citizen.

I do not think a state department to enforce the law is either necessary or expedient, and I recommend the repeal of the existing liquor tax law, which will necessarily abolish the Excise Department. Care should, of course, be exercised in such repeal so that its operation may be prospective only. Pending proceedings and prosecutions might well be committed to the Attorney General.

As the manufacture and sale for certain purposes is not unlaw-

ful, it may be an aid to enforcement to have certificates therefor issued by some State agency upon the payment of a fee sufficient to pay the cost thereof and upon giving an undertaking to comply with the law with sufficient penalty to assure compliance. That might well be committed to a bureau in the State Tax Department.

The law should define the prohibited acts in as simple and concise language as possible, conformable to the Eighteenth Amendment and the Volstead Act. Penalties for a violation of the act should correspond with those prescribed by the Volstead Act and I think a prosecution under the latter act should bar one under the State act.

There should be provision for seizure and forfeiture of liquor illegally possessed as well as for prosecution of offenders.

I think that suitable enforcement provisions should be incorporated in the Penal Law and the Code of Criminal Procedure and that the enforcement of the law should be confided to peace officers and prosecuting attorneys as is the case with other laws. That will, at least, make it possible for law-abiding communities to prevent the flagrant violations of law now occurring in their midst. It should make it possible to prevent flagrant and open violations of law anywhere. I am not unmindful of the fact that it is difficult to enforce such a law in any community where public opinion does not support such enforcement, but we have nothing to do with the policy or the wisdom of the law. That has been determined in the manner provided by the Constitution, and we who are sworn to support the Constitution must take it as we find it.

The honest enforcement of the law may lead to its modification, the tolerated disobedience of it can only breed disorder and create contempt for all law.

I urge the speedy passage of an effective enforcement act conformable to the Act of Congress on the subject.

(Signed) NATHAN L. MILLER.

Ordered, That said message be printed and laid upon the table.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *January 12, 1921.**To the Legislature:*

Under section 201 of the "Transportation Act 1920," barges, tugs and other equipment, acquired by the Federal Government under the United States Railroad Administration Act, were transferred to the Secretary of War, who has continued operation of them for commercial purposes.

A resolution was introduced by Senator Wadsworth at the last session of Congress, to restrict the meaning of section 201 of the Transportation Act so as not to authorize the Secretary of War to operate boats, barges, tugs or other transportation facilities upon the New York State Barge Canal. That resolution passed the Senate but failed in the House. The State of New York then urged that such equipment be transferred to it for charter or sale by it. The Wadsworth resolution has been reintroduced in Congress and is now in Committee. A resolution under date of January 5, 1921, was adopted by the Canal Board of the State, requesting the discontinuance of Federal operation and further recommending that the equipment now used and operated by the Federal Government on the barge canal be sold and that in such sale, preferential and prior right to purchase be granted to citizens of the State of New York whose intention it will be to operate such equipment on the canals of this State.

I am advised that the effort of the State to secure either preferential treatment of its citizens in the purchase of such equipment or the transfer thereof to the State itself may defeat the passage of the Wadsworth Resolution. The discontinuance of federal operation is the matter of primary importance. Such operation has thus far prevented the development of transportation on the barge canal as private capital will not construct barges to compete with the Government. It is of the highest importance that the policy with respect to the canal be settled speedily and as long in advance of the opening of navigation on the canal as possible. If the government barges should be transferred to other waters either by the Government itself or upon a transfer to private ownership, a temporary shortage of transportation equip-

ment might result, but that is infinitely to be preferred to the continued federal operation which will prevent the further development of transportation.

In case the Federal Government should sell its equipment now on the barge canal, the citizens of this State will of necessity be in the most advantageous position to purchase. In any case, it will be a grave error for the State even to delay the passage of the Wadsworth resolution by the attempt to secure preferential treatment either of the State or its citizens.

I, therefore, urge the speedy adoption of a resolution by the Legislature requesting Congress to pass the Wadsworth resolution without change.

(Signed) NATHAN L. MILLER.

Ordered, That said message be printed and laid upon the table.

IN SENATE, *January 12, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER

ALBANY, *January 12, 1921.*

To the Senate:

I hereby nominate as a Justice of the Supreme Court of and for the Third Judicial District, Joseph Roach of Liberty, to fill the vacancy caused by the election of Emory A. Chase as an Associate Judge of the Court of Appeals.

(Signed) NATHAN L. MILLER.

Mr. Baumes moved that the said nomination be confirmed. The President put the question as to whether the Senate would agree to the said motion and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *January 12, 1921.**To the Senate:*

I hereby nominate as a Commissioner of the State Board of Charities from the City of New York, Snowden A. Fahnestock of New York City, to succeed Michael J. Mulqueen who was heretofore appointed to such office during the recess of the Senate in the place of George J. Gillespie, resigned.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

IN SENATE, *January 17, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *January 17, 1921.**To the Senate:*

I hereby nominate as a Trustee of the New York State School for the Blind for a term to expire the first Tuesday in February, nineteen hundred and twenty-eight, F. Park Lewis, M. D. of Buffalo, whose term of office as such Trustee is about to expire.

(Signed) NATHAN L. MILLER.

Mr. Gibbs moved that the said nomination be confirmed. The President put the question as to whether the Senate would agree to the said motion and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *January 17, 1921.**To the Senate:*

I hereby nominate as a Manager of the New York State Reformatory for Women for a term to expire the first Tuesday in

February, nineteen hundred and twenty-eight, May Therry Christian of Elmira, whose term of office as such Manager is about to expire.

(Signed) NATHAN L. MILLER.

Mr. Lowman moved that the said nomination be confirmed. The President put the question as to whether the Senate would agree to the said motion and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, January 17, 1921.

To the Senate:

I hereby nominate as a Commissioner of the State Tax Commission, John Jake Merrill of Alfred, his term of office as such Commissioner having expired.

(Signed) NATHAN L. MILLER.

Mr. Knight moved that the said nomination be confirmed. The President put the question as to whether the Senate would agree to the said motion and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, January 17, 1921.

To the Senate:

I hereby nominate as a State Civil Service Commissioner, John C. Clark of New York City, whose term of office as such Commissioner is about to expire.

(Signed) NATHAN L. MILLER.

Mr. Burlingame moved that the said nomination be confirmed. The President put the question as to whether the Senate would agree to said motion and it was decided in the affirmative.

IN SENATE, January 18, 1921.

Mr. Hewitt, from the Committee on Finance, to which was referred the nomination of Charles L. Cadle as Superintendent of Public Works, reported the same to the Senate for confirmation,

Mr. Boylan requested that in the absence of the minority leader the said report be laid aside until to-morrow.

Mr. Lusk moved that said report be made a special order in reports of standing committees for Wednesday, January 19th.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

IN SENATE, *January 19, 1921.*

The President announced the special order of the day, being the favorable report by the committee on finance on the nomination of Charles L. Cadle as Superintendent of Public Works for confirmation.

Mr. Lusk moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Karle	Meyer	Thayer
Baumes	Duggan	Katlin	Mullan	Thompson
Bloomfield	Fearon	Kavanaugh	Pitcher	Tolbert
Burling	Ferris	Knight	Reischmann	Towner
Burlingame	Gibbs	Lockwood	Robinson	Walton
Campbell	Harrie	Lowman	Smith	Whitley
Carson	Hewitt	Lusk	Taylor	Wiswall
Draper				

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FOR THE NEGATIVE

Boylan	Downing	McCue	Seidel	Walker
Cotillo	Farrell	McGarry	Straus	

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IN SENATE, *January 24, 1921,*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER

ALBANY, *January 24, 1921.*

To the Legislature:

I invite your prompt consideration of needed changes in the law for the regulation of public utilities. The most urgent condition is that presented by the transit situation in the city of New York.

In my view, sufficient facts are known to enable the Legislature to determine what action it ought to take. Indeed, those facts are matters of common knowledge. I shall endeavor to state them.

A brief outline of the acts under which the present rapid transit lines were constructed may be helpful.

By chapter 752 of the Laws of 1894, the Rapid Transit Act of 1891 was amended and a Board of Rapid Transit Railroad Commissioners was named in the act with power to fill vacancies. As a preliminary step, the board was required to obtain the constitutional consents of the local authorities and abutting property owners, or in lieu of the latter the determination of the General Term, now the Appellate Division, of the Supreme Court upon the report of Commissioners that the proposed road ought to be constructed and operated. The Board was then to prepare plans and advertise for bids for construction, equipment and operation. Upon obtaining the constitutional consents, the Board was independent of municipal control except that the approval of the common council was required as to the form of contracts. Under that act, the first two subway contracts were let, viz., Contract No. 1 on February 21, 1900, for the section north of the Post Office in Manhattan and Contract No. 2, on July 21, 1902, from the Post Office in Manhattan to the Long Island Railroad terminal in Brooklyn. Under those contracts made by said Board, the credit of the city was pledged to the amount of upwards of \$55,000,000, a little over \$51,000,000 of which has been exempted from the indebtedness which is a limitation upon the borrowing power of the city.

By Chapter 631, Laws of 1905, the power of approval of "plans and conclusions," by the original act vested in the common council was transferred to the board of estimate and apportionment. That power was continued by the revision of 1909 and still exists.

The Greater New York Charter (Chapter 378, Laws of 1897) provided by section 45 that nothing in the act should repeal or affect in any manner the provisions of the Rapid Transit Act.

It will thus be seen that the first venture of the City of New York in municipal ownership of transit lines was under contracts made by a board appointed by the Legislature, which was independent of municipal control except for the constitutional consent required to preliminary plans.

In 1907, as a part of the enactment of the Public Service Commissions Law, the powers of the board under the Rapid Transit Act were transferred to the Public Service Commission

for the First District. There was then urgent need for an extension of the Rapid Transit system. However, it was not until 1913, despite all of the efforts of the public authorities, that Contracts No. 3 and No. 4 providing for extensions under the so-called dual system, were made. That was due in part at least to the delay in effecting a working arrangement between the Commission and the Board of Estimate and Apportionment. Those contracts were made by the Commission and were approved by the Board of Estimate and Apportionment, and they contained a clause requiring the approval of the Board to any changes. However, I find no statutory warrant for that provision, the only consent of municipal authority to changes expressly required by the statute being consent to changes of plan.

By Chapter 520 of the Laws of 1919, the regulatory powers of the Public Service Commission were transferred to a single Commissioner appointed by the Governor and the powers under the Rapid Transit Act were transferred to a single Transit Construction Commissioner. The result is that there are now three agencies dealing with transit in New York City—the Public Service Commissioner, the Transit Construction Commissioner, and the Board of Estimate and Apportionment, and the powers of each are in dispute. It is not strange that an apparently hopeless tangle results.

With respect to surface lines, an equally hopeless tangle of authority exists. It was obviously intended to confer upon the Public Service Commission complete regulatory power over them. But the Court of Appeals decided that it would not infer, from the language of the act, an intention to do that in cases where local consents had imposed conditions as to rates of fare. That decision, however, has been limited to such consents granted between 1875 and 1907. The result is that the Public Service Commission has jurisdiction over some lines and different sections of the same line and a divided authority with the Board of Estimate and Apportionment over other lines or sections of the same line.

A drifting policy has naturally resulted from divided authority and responsibility, while the transportation problem in the City of New York has steadily drifted towards disaster.

According to the report of the Transit Construction Commissioner, there is greater need than ever of new construction and extension of rapid transit lines, the present lines having reached the point of saturation during rush hours. In passing, it may be observed that the service has been so crippled that every hour appears to be a rush hour. The Commissioner states that at present costs, the new construction and extension planned will cost \$350,000,000, not including equipment for which \$200,000,000 will be required. Of course, under present conditions, private capital will not be risked in the enterprise, and the City's borrowing capacity is limited by the \$200,000,000 in round numbers of subway bonds now maintained out of the tax levy, whilst another \$50,000,000 will be required to complete projected work for which the City is obligated.

According to the report of the Public Service Commissioner, the revenues of all operating companies within the Greater City for the fiscal year ending June 30, 1920, fell short of paying operating expenses, interest, rents and other fixed charges by \$10,735,399 as against a deficit the prior year of \$8,556,408.

Many of the roads are in the hands of receivers and others on the verge of receiverships. Systems have been disintegrated. Two, three and, I understand, in some cases four fares are now required where before one sufficed. Many lines have been abandoned and service on others suspended, maintenance has been deferred, taxes are unpaid and service has deteriorated, all to the inconvenience, discomfort and expense of the public and the great loss of the City.

The welfare of the entire State is involved in the right solution of the problem. Transportation is a public function, intimately affecting the general welfare, and the regulation of it is within the police power of the State. The colossal nature of the problem and the general interest affected by it are indicated by the fact that there are upwards of \$850,000,000 of New York City Traction bonds held by the public, including the \$250,000,000 of city bonds.

Whilst the present drifting policy in a crisis daily becoming more distressingly acute is plainly due to the unwise division of authority and responsibility already referred to, the cause of the

difficulty lies deeper. The present problem has a background of crooked financing, which now subjects it to popular distrust and prejudice easily aroused by the wiles of the demagogue. The time has come to protect it from the sinister designs of selfish financiers and politicians. It will not be difficult to eliminate the baneful influence of the former. The market value of outstanding securities is undoubtedly much below the intrinsic value of the properties represented. The water has already been squeezed out of the securities and the companies are not earning fixed charges. The time is therefore propitious to deal with the subject in the public interest and with exact justice to all. It would be little short of a public calamity if the opportunity thus presented were allowed to pass. Of course, any consideration of the subject must start from the premise that the public shall not be called upon to pay earnings upon or to amortize watered securities. The ultimate solution of the problem must be maximum service with minimum cost for the benefit of the users of the public transportation facilities, the majority of whom have no other means of transportation. The public are now in a position to escape from the consequences of past misdeeds or mistakes, if, instead of utilizing them for sinister purposes to breed disorder in the public mind, advantage is taken of the present opportunity to lay the solid foundations for a forward looking constructive policy. In the past, capital has been attracted too much by the chance of speculative profits. Necessarily, those profits are made at the expense of the investor and the traveling public. Poor and costly service and loss to the innocent holder of securities are the inevitable result. Certainty of a fair return must be the attraction to capital in the future, and that, I am sure, the public will readily accord for adequate service. The public are now in a state of mind to take nothing for granted. Their past experience has been such that they now will rightly insist upon being satisfied that the actual facts justify any measures adopted. Some agency, having public confidence, impartially to ascertain the facts and courageously to apply the remedy, appears to be imperatively demanded to extricate the problem from its present difficulties.

Viewing the matter solely in the public interest, I think it

plain that the foundations should now be laid for a completely unified system of transportation in the City of New York, and I believe any open minded person who studies the subject at all will be forced to that conclusion. The single fare plan appears to me to be important to the future development of the City and the relief of congestion with its manifold problems, housing and the like. Extension should precede rather than lag behind demand. That means that profitable parts of the system must maintain the unprofitable. In order to give the public efficient and cheap service, every possible economy in operation and management must be effected and every unnecessary duplication of service eliminated. Necessarily, the subways will form the backbone of the system. The elevated, surface lines and buses will eventually be merely auxiliary. If, however, the most efficient service is to be rendered at the lowest cost, competition must be eliminated and the particular service best suited to each particular situation must be adopted.

The foregoing and other considerations all point to one completely unified system, and if that premise be granted it necessarily leads to the conclusion that ultimately such a system must be municipally owned. That was settled when the City decided upon municipally owned subways. A unified system of operation will be difficult with both public and private ownership of ways and structures. Of course, the ultimate result cannot be accomplished in a day. The time, however, is ripe to lay the foundations, and to lay them properly we must commandeer the services of men of proved ability, breadth of view, vision and public spirit, in whom must be vested all the authority that can constitutionally be given, and such men must be selected utterly regardless of politics.

The subway contracts, three and four, lay at the threshold of any solution of the problem. They need revision in the public interest. They must be revised if the problem is to be solved. I have not studied them sufficiently to assert with dogmatic assurance precisely how they should be revised and am only referring to the matter sufficiently to indicate the problem with which we have to deal. A very brief examination will suggest certain major points for revision. Experience has demonstrated that the

provisions for preferential payments are unfair to the City. The City is now providing the interest and sinking fund for roughly \$200,000,000 of subway bonds out of the tax levy, yet its budget requirements are so great, that it has to curtail the police force and this year the Board of Estimate and Apportionment even cut out of the budget \$27,000,000 conceded to be necessary for the schools. The City is so near the debt limit that it cannot undertake needed public improvements, even the erection of necessary school buildings, yet if the subway bonds were maintained out of operation as they should be, the City's borrowing power would at once be increased \$200,000,000. The people who ride in the subways do not realize that in addition to their fares, they are paying to maintain \$200,000,000 of subway bonds, and it does not matter whether they are taxpayers or rent-payers. Of course, that observation does not apply to the hundreds of thousands living outside the City who daily use its transit facilities.

In my opinion, the term of the leases is too long. That would not be so vital if the provision for recapture would not penalize the City in case it should exercise its option before the expiration of the term. That also would appear to need revision in the interest of the City.

Wholly apart from the consideration that the wise solution of the problem will in my judgment pave the way for a single municipally owned system, the problem is in itself single and must be dealt with as a whole. No particular lines can be treated by themselves, and experience has already demonstrated the unwisdom of separating the regulatory powers of the Public Service Commissioner from the powers under the Rapid Transit Act now vested in the Transit Construction Commissioner. Increased expense and division and uncertainty of authority have resulted.

To my mind the conclusion is irresistible that the authority and responsibility to deal with this problem must be completely centered in some single agency. Manifestly that cannot be the Board of Estimate and Apportionment. It is common knowledge that that body is unable now properly to function and dispose of the matters coming before it. That observation implies no personal reflection. Its inability to deal with such a problem

as this results from the very nature of the organization of that body and the mass of matters with which it deals. A Public Service Commission with all the power under the Rapid Transit Act, and all the power necessary to deal with the problem, reserving to the City the power to give the constitutional consent to routes and, of course, to pledge the credit of the City, appears to me to be the manifest solution.

The foregoing views appear to me to be sound. But in stating them, after much reflection, I merely desire to invite your consideration of them and to focus public attention upon them. The vital thing to do at the moment is to create the agency to deal with the problem with ample and undivided authority and responsibility. The necessity of doing that does not appear to me to be open to debate. That agency when created must work out a plan from the ascertained facts uninfluenced by any prejudgments or predilections whatsoever, and I have said nothing with the intention of influencing the ultimate decision with the single reservation that that decision must be in the public interest.

There is a good deal of loose talk about home rule in connection with this subject. The problem is not a local problem. It is a State problem, State-wide in importance, and can only be solved by the exercise of the police power which resides in the State Legislature. It matters not whether the city owns the subways in its governmental or proprietary capacity. In either capacity it is merely discharging a public function over which the State in the exercise of its police power has control. There are two great problems of transportation in and about the city of New York. One is the problem of transportation of passengers with which we are now dealing. The other is the problem of the transportation of freight involved in the port development problem on which I hope to address the Legislature in the near future. Both are of general State concern and neither can be properly solved without the exercise of State power. I believe in the greatest exercise of home rule, compatible with good government, but the public interest must always be kept paramount, and when State power can be effectively exercised only by the State, it ought not to be delegated to municipalities.

The regulation of public utilities is from the nature of the

case a State function and the power of regulation must be undivided to be effective. The State has already gone too far in dealing with the particular problem at hand to draw back now. The responsibility has already been assumed. The deplorable condition of transportation in the city of New York which I have inadequately described and the dark prospects ahead if no relief is found preclude the thought that either the Legislature or the Governor should evade or seek to shift their responsibility.

Were it not for the unique character of the transit problem in New York, I should recommend that all public utilities of the State be placed under the jurisdiction of a single State commission, which should have full power regardless of any local authority, except in so far as the constitution has vested power in the localities. Apart from the fact that the police power of the State is involved, quasi judicial powers should be vested in an impartial tribunal. A tribunal responsible to local authority cannot be expected to be impartial in a local case, and experience has shown that such tribunals are subject to local feelings and prejudices. The vesting of such powers in them is like submitting a controversy to one of the parties to it.

I do recommend that all public utilities be placed under the jurisdiction of one State commission, except that a commission be created for the First District with complete jurisdiction over the single subject of transit in that district. I make that exception not only because the problem is unique and complicated, but because I entertain the hope that public spirited men, who might not be willing to undertake the regulation of public utilities generally, may be found to undertake a particular service. It is no exaggeration to say that that service will require the highest order of intelligence, fairness and public spirit, to which any citizen may be called and that it affords an opportunity for distinguished public service, the like of which is rarely presented.

I recommend that a commission of three be created with complete jurisdiction over the subject of transit in the First District, that the powers under the Public Service Commissions Law and the Rapid Transit Act be transferred to it with such amendment as further study may suggest and that the former independence of municipal control be restored regardless of the provisions of local consents or prior contracts.

I further recommend that jurisdiction over all other public utilities in the State be conferred on the present Commission for the Second District. Five commissioners for that work may be necessary.

I also recommend that the Public Service Commissions Law be amended so as to make the rules uniform as to all public utilities, including the power to suspend rates pending a hearing and determination. In view of the time required for some rate determinations, there should doubtless be power to prescribe temporary rates pending such determination, with such safeguards as may be prescribed by the Commission, and complete power should expressly be vested in the Commission regardless of local consents or contracts.

I invite your particular attention to the subject of gas rates. Acts of the Legislature prescribing particular rates have been found to be confiscatory by the Federal courts. The result is that the companies affected are left free to impose any rate, subject only to the requirement of reasonableness. That condition requires immediate remedy. Either the Legislature must prescribe new rates or confer jurisdiction over the subject on the Commission regardless of any statutory rate. If we are to have a Public Service Commission at all, it should have complete jurisdiction over that subject. Likewise, it should have jurisdiction to regulate the service and prescribe the standards of quality and the like.

It is impossible to exaggerate the importance and the value to the people, if well done, of the work of the Public Service Commission. That body should be elevated to the dignity and the standing of a court and should be removed from political influence. If a Commission of five is retained, I recommend that the terms be so arranged as to expire at intervals of three years, the ultimate term of the Commissioners to be appointed upon the expiration of the terms of the present incumbents to be fifteen years.

The determinations of the Commission when once made should be obeyed. There may be some reason for it, but I see no necessity of an appeal from the Commission to itself, which must

involve some unnecessary expense to parties and to the State. It is more important than that, effective regulation requires that the orders of the Commission be obeyed until they are set aside.

I also invite your consideration of the question whether the Commission does not undertake too much work of an administrative character. The great functions of the Commission are quasi judicial or legislative. As I have said to you in an earlier message, the commingling of administrative with legislative or judicial functions impairs the efficiency with which both are discharged and may also lead to abuses. A body suited to discharge important quasi judicial or legislative functions is apt to be unsuited to administration, and attention to one duty is apt to detract from performance of the other.

I think that has been demonstrated by the constant growth in the expenses of the two Commissions. An examination of the organization under the Public Service Commission for the Second District discloses the typical development of the bureaucratic system incident to such commingling of powers. There appear to be eight divisions, each with a division chief, and apparently they constitute so many separate departments, each naturally magnifying its own importance and with little or no correlation of effort and service between them. It is inevitable that they are overmanned, and I think it will be little short of miraculous if a close investigation does not disclose that in every one of the divisions there are employees who at some periods have little or nothing to do. I am not prepared to say that the work of any of the divisions should be curtailed or dispensed with. I recommend the study of that subject. I am prepared to recommend, however, that if continued, that work be placed under one administrator, who will see that it is properly correlated and efficiently done. The Commissioners will have all they can attend to if they properly discharge their important quasi judicial or legislative functions. They should not be burdened with the administration of such a department as now exists under them. Of course, the appropriation committees will look carefully into this subject. Instead of increasing the appropriations for the department over \$180,000, as is requested, I have no doubt that it will be found possible to effect decreases by more efficient

Organization. How that should be done, I submit to your consideration.

(Signed) NATHAN L. MILLER.

Ordered, That said message be printed and laid upon the table.

IN SENATE, *January 27, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

To the Senate:

ALBANY, *January 27, 1921.*

I hereby nominate as the Commissioner of Highways, Herbert S. Sisson of Collins, to fill the vacancy caused by the resignation of Frederick Stuart Greene.

(Signed) NATHAN L. MILLER.

Ordered, That said nomination be referred to the committee on finance.

IN SENATE, *February 1, 1921.*

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Snowden A. Fahnestock, as a Commissioner of the State Board of Charities to succeed Michael J. Mulqueen, reported the same to the Senate for confirmation.

Mr. Meyer moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Herbert S. Sisson, as Commissioner of Highways to succeed Frederick Stuart Greene, reported the same to the Senate for confirmation.

Mr. Gibbs moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative as follows:

FOR THE AFFIRMATIVE

Ames	Duell	Kavanaugh	Reischmann	Thayer
Baumes	Duggan	Knight	Robinson	Thompson
Bloomfield	Fearon	Lockwood	Seidel	Tolbert
Burling	Ferris	Lowman	Simpson	Towner
Burlingame	Gibbs	Lusk	Smith	Walton
Campbell	Harris	Meyer	Swift	Whitley
Carson	Hewitt	Mullan	Taylor	Wiswall
Draper	Katlin	Pitcher		

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FOR THE NEGATIVE

Boylan	Cotillo	McCue	Straus	Walker
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IN SENATE, *February 2, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *February 2, 1921.*

To the Senate:

I hereby nominate as State Commissioner of Excise, Jay Farrier of Oneida, to fill the vacancy caused by the resignation of Herbert S. Sisson.

(Signed) NATHAN L. MILLER.

Ordered, That said nomination be referred to the committee on finance.

IN SENATE, *February 9, 1921.*

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Jay Farrier as State Commissioner of Excise, reported the same to the Senate for confirmation.

Mr. Bloomfield moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

IN SENATE, *February 14, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *February 14, 1921.*

To the Senate:

I hereby nominate as a Manager of the New York State Women's Relief Corps Home for a term to expire the first Tuesday in February, one thousand nine hundred and twenty-eight, Mary E. Seely, of Syracuse, whose term of office as such Manager has expired.

(Signed) NATHAN L. MILLER.

Mr. Fearon moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

IN SENATE, *February 15, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *February 15, 1921.*

To the Legislature:

It appearing to my satisfaction that the public interest requires it:

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate Bill, Int. No. 346, Pr. No. 362, entitled "An act to change the name of 'The Utica Female Academy' to 'Utica Country Day School,' defining the powers and duties of such corporation, and repealing certain acts relating thereto," as amended.

Given under my hand and the Privy Seal of
the State at the Capitol in the city of
[L. S.] Albany this fifteenth day of February in
the year of our Lord one thousand nine
hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. Ward Smith,

Secretary to the Governor.

IN SENATE, *February 16, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *February 16, 1921.*

To the Senate:

I hereby nominate as a Manager of the New York State Reformatory for Women for a term to expire the first Tuesday

in February, one thousand nine hundred and twenty-five, Frederick C. Tanner of New York City, to succeed William Dean Embree, who was heretofore appointed to such office during the recess of the Senate and whose term has expired.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *February 16, 1921.*

To the Legislature:

I have the honor to transmit to you herewith the Joint Report with Comprehensive Plan and Recommendations of the New York-New Jersey Port and Harbor Development Commission.

The Commission was created by Chapter 425, Laws of 1917 of the State of New York, and Chapter 130, Laws of 1917 of the State of New Jersey.

Under the statute creating it, the duty of the Commission was twofold, viz:

1. To recommend a policy to be pursued by the two States which will secure an efficient and constructive organization;
2. To make a study of existing methods and facilities of the Port and to recommend a plan which will secure "Modern methods of piers, rail and water and freight facilities" not only for present requirements but one which by expansion will meet future growth.

In 1918 the Commission made a "Preliminary Joint Report" estimating that a period of two years and an expenditure of \$400,000 would be required for the investigation. The Legislatures of the two States followed the recommendation and made the necessary appropriations.

In 1919 the Commission made a progress report and recommended that a treaty be entered into by the two States establishing a Port District and creating a Port Authority. The Board of Estimate and Apportionment of the City of New York opposed that course on the assigned ground that the presentation and

adoption of a comprehensive plan should precede the making of a treaty. Commissions were appointed pursuant to resolution of the legislatures of the two States to assist the Port and Harbor Development Commission in revising the draft of the compact to be presented to the two legislatures.

In 1920 a proposed compact recommended by the Port and Harbor Development Commission in the form agreed upon by the two legislative commissions was presented together with a further report of the Joint Commission. A memorandum in opposition to the proposed compact was filed by the Board of Estimate and Apportionment of the City of New York and no action was taken by the New York legislature.

The Joint Commission has now completed its work. It has submitted a comprehensive plan for the future development of the Port with an exhaustive statement of the facts ascertained by the Commission upon which the proposed plan is based and a proposed compact with recommendations.

The Commissioners, including the present Commissioner of Docks of the City of New York, are unanimous in their recommendations.

Two matters are thus presented for legislative action of the two States, viz:

1. Authorization of a compact for the creation of a Port District and the establishment of a Port Authority with defined powers and duties, and

2. The approval of the Comprehensive Plan.

Naturally, before approving the plan for so important an undertaking, the legislatures of the two States will carefully consider it. Whilst expert knowledge is required to pass upon many of its features, I do not hesitate to commend the work of the Commission in the highest terms.

For the first time the facts relating to the Port problem have been ascertained and collated. For the first time a comprehensive plan based on ascertained facts has been presented. The necessary foundation has thus been laid, the first great step has been taken, for a proper development of the Port of New York and a correlation of terminal facilities so as to eliminate excessive

terminal charges, avoid congestion, waste, and useless re-handling, and provide for prompt, efficient and economical distribution.

The plan, as its name indicates, is comprehensive. The study of the Commission has covered every element of the problem. The plan provides for the coordination of all facilities, piers, warehouses, railroads, lighters, trucks, freight handling machinery and the like, for the maximum development and use of the entire available waterfront and of what are now waste areas, for an improved system of markets and food distribution and for improved methods of handling particular products. Necessarily a plan of such scope must be flexible enough to admit changes in detail as it is put into execution, but I apprehend that in its essential, fundamental features the plan will be found upon close study to be sound.

I understand that the New Jersey legislature is likely to adjourn at an early date and that there will not be sufficient time for a thorough study of the plan before adjournment. In that case no time will be lost if the New York legislature defers action on the plan until another session. That will afford ample opportunity for the study which the importance of the subject demands.

However, no narrow or provincial view should be permitted to delay action on the proposed compact. It will become obvious to any one who studies the subject that whatever plan may ultimately be adopted, the creation of a Port District and of a Port Authority is the essential first step. The Joint Commission now becomes functus officio and unless a Port Authority is now created there will be no authoritative force back of the project. Moreover, as it is plain that a joint policy of development is essential to the best interests of both States, the sooner such policy is established, the sooner will the friction, engendered by local prejudices, cease to endanger the project.

The problem is not a local problem. It is not even a joint state problem alone, because its solution will involve and even require the exercise of federal power. It is important for the two States to agree speedily upon a policy of cooperation, and it may be advisable thereupon to secure the approval of Congress which may become important.

The present excessive terminal charges and costly and wasteful methods of distribution cause a great economic loss which extends

even beyond the limits of the two States. The Port of New York is a distributing as well as a receiving center. In the matter of food alone, the waste of product and the excessive costs of distribution fall alike upon producer and consumer.

Admittedly, the present methods are costly and inefficient.

The Interstate Commerce Commission has decided that historically, geographically and commercially, the Port of New York is one Port and on that theory denied the claim of New Jersey to a freight differential in its favor. Unless the State of New York now consents to treat the Port as one Port and to take the necessary steps to reduce excessive terminal costs, it must be prepared for a contrary holding by the Interstate Commerce Commission.

Plainly, no comprehensive plan except a joint plan can be worked out which will coordinate all facilities, rail and water.

Moreover, the Port District in the State of New York includes territory outside the City of New York.

The conclusion is irresistible that there must be a single Port District and a single Port Authority created by the joint action of the two States.

As that much is plain, I recommend prompt legislation authorizing the making of a compact in the form recommended by the Commission. That will establish the principle of joint action and lay the foundation for an undertaking of vast moment to all the inhabitants of the two States.

The proposed Port Authority will not have the power to pledge the credit either of the States or municipalities without their consent. I have no doubt but that it will be feasible to finance the undertaking in other ways.

The plan of development can not be executed until approved by the legislature of the two States.

Four years have now elapsed since the Commission was first appointed. I am not counselling haste and I realize that progress in such an undertaking is necessarily slow at the start. But we have certainly reached the point where the necessity of creating a Port District and a Port Authority by joint action of the two States has been demonstrated, and I trust that the legislatures of the two States will not adjourn without taking such action.

(Signed) NATHAN L. MILLER.

Ordered, That said message be printed and laid upon the table.

IN SENATE. *February 21, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *February 21, 1921.*

To the Senate:

Pursuant to Section 288 of the Code of Civil Procedure, the Presiding Judge of the Court of Claims has certified to the necessity of appointing additional judges of the Court for terms of three years in order to dispose of the accumulation of business in said Court.

I, therefore, nominate William D. Cunningham of Ellenville, whose term of office as such additional judge has expired, and John B. Corwin of Newburgh, to fill the vacancy caused by the expiration of term of Charles Dorechanger.

(Signed) NATHAN L. MILLER.

Mr. Walton moved that the said nomination of William D. Cunningham be confirmed. The President put the question whether the Senate would agree to the said motion and it was decided in the affirmative.

Said nomination of John B. Corwin was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *February 21, 1921.*

To the Senate:

I hereby nominate as a Member of the State Fair Commission, Fred B. Parker of Batavia, whose present term of office will expire on the first day of March, nineteen hundred and twenty-one.

(Signed) NATHAN L. MILLER.

Mr. Knight moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

IN SENATE, *February 23, 1921.*

Mr. Hewitt, from the committee on finance, to which was referred the nomination of John B. Corwin as a Judge of the Court of Claims, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Frederick C. Tanner, as a Manager of the New York State Reformatory for Women, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

IN SENATE, *February 28, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *February 28, 1921.*

To the Senate:

I hereby nominate as Commissioners of the Palisades Interstate Park, Richard B. Lindabury, of Barnardsville, N. J., whose term of office as such Commissioner has expired, and Otis H. Cutler, of Suffern, Rockland County, N. Y., to fill the vacancy caused by the death of George W. Perkins.

(Signed) NATHAN L. MILLER.

Said nominations were referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *February 28, 1921.*

To the Senate:

I hereby nominate as a State Hospital Commissioner, Frederick A. Higgins, of New York City, whose term of office as such Commissioner has expired.

(Signed) NATHAN L. MILLER.

Mr. Tolbert moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

IN SENATE, *March 3, 1921.*

Mr. Hewitt from the committee on finance, to which was referred the nominations of Richard V. Lindabury, Otis H. Cutler, as Commissioners of the Palisades Interstate Park, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

IN SENATE, *March 11, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

March 11, 1921.

To the Legislature:

There is pressing need for the development of the potential water powers of the State, and although the adoption of a settled policy is essential to such development, we have been discussing the subject for many years without making appreciable progress. Economic conditions are more and more emphasizing the need of some practical solution of the problem.

The greatest possibilities of development are in the Niagara and the St. Lawrence; but the situation as to each is complicated by the necessity of international agreements which the Federal government alone can make. Twenty thousand cubic feet per second, all that the existing treaty permits, is now being diverted on the American side of the Niagara above the falls. There are various projects for further development, either by diverting more water above the falls; by increasing the head, as can be done by returning the diverted water to the river below the gorge; by diverting the water from the gorge; or by damming the river below the whirlpool rapids. There are a number of companies claiming rights to develop power from the Niagara under special charters which they have been unable to exercise. The company, which is now diverting all that the treaty permits, is the result of a consolidation authorized by the State in 1918 at the request of the War Department, to secure more efficient development of power from the permitted diversion.

The estimates of possible future development, both of the St. Lawrence and the Niagara, vary according to different plans, but the amount in any case is too great not to be utilized.

The subject is further complicated by the Federal Water Power Act under which the Federal government claims jurisdiction over water power development on streams over which Congress had jurisdiction under its authority to regulate commerce. That authority applies equally to interior and to boundary streams. The most serious objection to the Federal Act, from the standpoint of the State, is the provision under which the Federal government may take over and operate any project on or after the expiration of the fifty years' license provided for in the act. It could thus take over a project even of the State itself.

Congress has jurisdiction over navigable streams, to regulate and improve navigation, and as an incident to the exercise of that power it undoubtedly may authorize the development of water power and the licensing thereof. Of course the Federal government alone can make treaties with respect to boundary streams, and it has jurisdiction of them for the purposes of defence, but the State has title to the bed of navigable streams in trust for all the people and there is no distinction in that respect between boundary and interior streams. Subject only to the Federal powers above enumerated, the State has jurisdiction to control the development of water power in State waters. In my view the Federal Water Power Act is an infringement upon the sovereign power of the State which it appears to me to be the duty of the Attorney-General to resist, and I am advised that steps will be taken as promptly as possible to secure a final adjudication of the question by the United States Supreme Court.

It is unnecessary, however, for the State to delay the adoption of a policy pending such decision, for however the conflict of authority between the State and the Federal government may be resolved, it will still be necessary for the State to adopt a policy which as far as I can see will not be affected by such decision. Indeed, the Federal Act makes it more important than ever that a definite policy be adopted, because an applicant for a permit or license under the Federal Act must present evidence of compliance with the laws of the State, and the act reserves to the State full regulatory powers, including the control of rates, the right to charge rentals for the use of its rights and to expropriate excessive profits.

I am advised that at least a million continuous additional horsepower can be developed from interior streams of the State, provided the maximum development and use be secured. In some cases the State owns the bed of the streams involved. In other cases, title is in riparian owners. Some of those streams are under the jurisdiction of Congress for the regulation and improvement of navigation, others are not.

The international and other complications affecting boundary streams may delay important developments in the Niagara and St. Lawrence. We should strive to eliminate those complications, but meanwhile the State should not suffer a million potential horsepower on interior streams to go to waste. A million horsepower means ten million tons of coal, to say nothing of the other direct and indirect benefits from the use of hydro-electric power.

The great question of policy first to be settled is whether the State should itself undertake to develop the available power, or should encourage private enterprise to do it. If the public interest can adequately be safeguarded, there is no doubt but that private development will be more efficient and therefore best for the consumer in the long run.

The Federal Water Power Act appears to be carefully drawn to prevent the exploitation of the public resources for private gain. I believe that a State Act drawn along somewhat similar lines can be made efficacious to secure to all of the people of the State the benefits to be derived from the development of the State's natural resources. Any plan or any policy, which does not assure the maximum development of the potential hydro-electric energy of the State for the benefit of all the people of the State, should be rejected.

Licensees should be subject to the jurisdiction of the Public Service Commission to regulate capital issues, rates and service. All diversion and use of State waters without a license under the act should be prohibited, except such as are now actually and lawfully made.

It will not be necessary to close the door upon State development in case capital should be unwilling to enter a field in which the public interests are safeguarded as I have indicated.

The general benefit from water power development may be secured in two ways, viz.:

1. By taxation.
2. By cheapening the cost of power.

Under any proper system of safeguards, the ultimate consumer will bear whatever taxes are imposed and it does not appear to me to be wise policy for the State to seek to make the proposed development revenue producing beyond reasonable recompense for the use of State lands or property and reasonable charges for the costs of administration. From the standpoint of revenue alone, the State is likely to gain most from a policy which will stimulate its industrial development. Of course I am speaking of development of power for distribution to the public, not of private development for private use.

I, therefore, recommend the passage of a licensing act along the general lines of the Federal Act, with careful provisions to safeguard the public interests as hereinbefore indicated.

In order to assure maximum development, the act should confer discretion on the Water Power Commission so that licenses may only be granted for projects which provide for the maximum development of a given stream, water-shed or territory.

Undoubtedly maximum use and economy of hydro-electric power will result only from some common method of transmission by which the widest distribution may be secured, and thus the variable factors, both of use and development, ameliorated as much as possible. Steam and hydro-electric power must supplement each other and it is undoubtedly true that tremendous economies would result if all power could be converted into electrical energy and by a common transmission system made to serve all users within a given zone. If the potential energy of coal and water could be utilized in common by the most economical generation of each and a common distribution of both, true conservation of energy would result.

That is not an idle dream. Of course, such a project would assume interstate proportions and would doubtless require concurrent action by the States in a given zone and the Federal government. Such a project involving the North Atlantic Seaboard States, is now being scientifically studied under an authorization by Congress.

I have indicated an ultimate and I believe a practical goal. We can only hope to reach it by degrees. Meanwhile, as far as the State of New York is concerned, it appears to me that its first step should be to make possible the development of its own water powers by the adoption of a policy which will make it practicable for private initiative to undertake the task under safeguards which will protect the public interest.

The condemnation law in relation to this subject should be clarified and made more effective, and as it is so germane to the subject I suggest that suitable provisions governing the exercise of the power of eminent domain by licensees of the State be incorporated in the act.

State lands within the forest preserve will be required for approximately one hundred thousand horsepower of the possible development, but not more than is now permitted by Section 7 of Article 7 of the State Constitution for reservoirs, for water supply and to regulate the flow of streams. Those purposes do not include power development, and I recommend that an amendment of Section 7 of Article 7 of the State Constitution be submitted so as to include power development among said uses, but retaining the present limitation of three per centum of forest preserve lands as the maximum to be used for all purposes.

A concurrent resolution was adopted by the Legislature last year, but it appears to me to be fatally defective in at least one essential particular. The present provision provides for the apportionment of the expense of an improvement on the public or private property and municipalities benefited, to the extent of the benefits received. That provision is not applicable to a power development and yet the resolution adopted is so drawn as to make it apply. I recommend the careful consideration of this subject and the submission of a workable amendment.

(Signed) NATHAN L. MILLER.

Ordered, That said message be printed and laid upon the table.

IN SENATE, *March 22, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *March 18, 1921.*

To the Senate:

I hereby nominate as Managers of the State Agricultural and Industrial School, William C. Barry, of Rochester, for a term to expire the first Tuesday in February, 1928, his term of office as such Manager having expired; Eugene Raines, of Rochester, for a term to expire the first Tuesday in February, 1928, to succeed John W. Henry, whose term of office as such Manager has

expired; John McKie, of Rochester, for a term to expire the first Tuesday in February, 1923, to fill the vacancy caused by the death of Edmund Lyon.

(Signed) NATHAN L. MILLER.

Mr. Mullan moved that the nomination of William C. Barry be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Mullan moved that the nomination of John McKie be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

Mr. Mullan moved that the nomination of Eugene Raines be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

IN SENATE, *March 28, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *March 28, 1921.*

To the Senate:

I hereby nominate as members of the State Board of Managers of Reformatories, Henry Melville, of New York City, his term of office as such Manager having expired; Warren W. Clute, of Watkins, to succeed William P. Rafferty, whose term of office has expired; George M. Cady, M. D., of Nichols, to succeed Arthur V. Hoornbeck, whose term of office has expired.

(Signed) NATHAN L. MILLER.

Mr. Lowman moved that the nomination of Henry Melville be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The nominations of Warren W. Clute and George M. Cady, M. D., were referred to the committee on finance.

IN SENATE, *March 30, 1921.*

Mr. Hewitt, from the committee on finance, to which was referred the nominations of Warren W. Clute and George M. Cady, M. D., as members of State Board of Managers of Reformatories, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

IN SENATE, *April 4, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 4, 1921.*

To the Senate:

I hereby nominate, pursuant to the provisions of chapter 50 of the Laws of 1921, as the Industrial Commissioner and administrative head of the Department of Labor, Henry D. Sayer, of Richmond Hill, for a term to expire the first day of January, 1925; and I also nominate, pursuant to the provisions of said law, the following named as members of the Industrial Board, John D. Higgins, of Oswego, for a term to expire the first day of January, 1927, T. V. O'Connor, of Buffalo, for a term to expire the first day of January, 1925; Rosalie Loew Whitney, of New York City, for a term to expire the first day of January, 1923.

(Signed) NATHAN L. MILLER.

Said nominations were referred to the committee on finance.

IN SENATE, *April 6, 1921.*

Mr. Hewitt, from the committee on finance, to which was referred the nominations of Henry D. Sayer, as Industrial Commissioner; John D. Higgins, T. V. O'Connor, Rosalie Loew Whitney, as members of the Industrial Board, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

IN SENATE, *April 8, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 8, 1921.*

To the Senate:

I return herewith, without my approval, Senate bill, Int. No. 256, printed No. 266, Assembly reprint No. 1366, entitled "An act authorizing the board of trustees of the village of Bath, Steuben county, to use certain moneys, the proceeds of the sale of village hall bonds, for the payment of bonds of the village, and providing for the levy and collection of taxes for the payment of the balance of such bonds and to reimburse such village hall fund."

This bill authorizes the Board of Trustees of the village of Bath, Steuben county, to use the sum of \$24,000, the proceeds of the sale of village bonds issued for the erection of a village hall and now held in a fund known as the village hall fund, for the payment of any bonds of the village; and provides that all moneys used from the village hall fund to pay the principal and interest of the gas supply bonds of the village shall be returned to said fund out of the revenue received from the municipal gas plant.

The bonds for the erection of a village hall were authorized at a taxpayers' election held pursuant to statute. Under the terms of the proposition submitted to the taxpayers, the fund realized from a sale of the bonds was to be used for the erection of a village hall. This fund should not be diverted to any other purpose without the consent of the taxpayers. This consent has not been given.

NATHAN L. MILLER.

IN SENATE, *April 9, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 9, 1921.*

To the Senate:

I return herewith, without my approval, Senate bill, Int. No. 629, printed No. 696, entitled "An act to amend the decedent estate law, in relation to charging real property with general legacies."

Long established rules respecting the devolution of property should not be changed without substantial reason therefor.

NATHAN L. MILLER.

IN SENATE, *April 11, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 11, 1921.*

To the Senate:

I hereby nominate as a Manager of the Utica State Hospital, Elizabeth Kellogg, of New York Mills, her term of office as such manager having expired.

(Signed) NATHAN L. MILLER.

Mr. Davenport moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 11, 1921.*

To the Senate:

I hereby nominate as a Manager of the Craig Colony, Daniel B. Murphy, of Rochester, for a term to expire the first Tuesday in February, 1928, his term of office as such manager having expired.

(Signed) NATHAN L. MILLER.

Mr. Mullan moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as a Manager of the Rochester State Hospital, C. R. Witherspoon, of Rochester, to succeed William D. Wolff, whose term of office has expired.

(Signed) NATHAN L. MILLER.

Mr. Mullan moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as a Manager of the Thomas Indian School, William B. Lawton, of Lawton, for a term to expire the first Tuesday in February, 1928, his term of office as such manager having expired.

(Signed) NATHAN L. MILLER.

Mr. Gibbs moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as a Trustee of the State School of Agriculture at Morrisville, Fred W. Sessions, of Utica, to fill the vacancy caused by the resignation of J. Arthur Brooks.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as a Commissioner of the Mohansic Lake Reservation, Walter W. Law, Jr., of Briarcliff Manor, to succeed Laura J. Belknap, whose term of office as such commissioner has expired.

(Signed) NATHAN L. MILLER.

Mr. Duell moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as Managers of the Manhattan State Hospital, Frank Irving Cobb, of New York City, to fill the vacancy caused by the resignation of Emerance de Sallier Kelly; Caroline L. Iselin, of New York city, to succeed Jacob Oshlag, M. D., whose term of office has expired.

(Signed) NATHAN L. MILLER.

Said nominations were referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as a Manager of the Central Islip State Hospital, Elizabeth P. Hicks, of the Borough of Brooklyn, her term of office as such manager having expired.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as a Manager of the Rome State School for Mental Defectives, Anna Rayland, of Rome, for a term to expire the first Tuesday in February, 1928, to succeed Eliza Doyle, whose term of office as such manager has expired.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as a Commissioner of the Watkins Glen Reservation, George F. Barton, of Montour Falls, to succeed Charles W. Fletcher, resigned and whose term of office would have expired on July 13, 1921, and for a further term of seven years from that date.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as Managers of the New York State Reformatory for Women, Alice D. Menken, of New York City, for term to expire the first Tuesday in February, 1924, who was heretofore appointed to such office during the recess of the Senate and whose term has expired; Menas S. Gregory, M. D., of New York City, for a term to expire the first Tuesday in February, 1922, who was heretofore appointed to such office during the recess of the Senate and whose term has expired.

(Signed) NATHAN L. MILLER.

Said nominations were referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as a Manager of the Brooklyn State Hospital, Michael F. McGoldrick, of the Borough of Brooklyn, his term of office as such manager having expired.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as Commissioners of the State Board of Charities, William Rhinelander Stewart, of New York City, whose term of office as such commissioner has expired; Victor F. Ridder, of New York City, whose term of office as such commissioner is about to expire.

(Signed) NATHAN L. MILLER.

Said nominations were referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 11, 1921.

To the Senate:

I hereby nominate as members of the Board of Managers of Letchworth Village, James H. Morrissey, of Haverstraw, for a term to expire the first Tuesday in February, 1926, his term of office under recess appointment having expired; Mary E. Davidson, of Millburn, for a term to expire the first Tuesday in February, 1928, to succeed Frank A. Vanderlip, whose term of office has expired.

(Signed) NATHAN L. MILLER.

Said nominations were referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *April 11, 1921.*

To the Senate:

I hereby nominate as Trustees of the New York State Soldiers' and Sailors' Home, Peter Sheridan, of Rochester, for a term to expire the first Tuesday in February, 1928 and whose term of office as such manager has expired; George W. Luff, of Syracuse, for a term to expire the first Tuesday in February, 1922, to fill the vacancy caused by the resignation of John D. Maxwell.

(Signed) NATHAN L. MILLER.

Mr. Mullan moved that the nomination of Peter Sheridan be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The nomination of George W. Luff was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *April 11, 1921.*

To the Senate:

I hereby nominate as a Manager of the New York State Training School for Girls, Luther Emerick, M. D., of Saugerties, for a term to expire the first Tuesday in February, 1928, to succeed Mark O'Meara, M. D., whose term of office has expired.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *April 11, 1921.**To the Senate:*

I hereby nominate as a Manager of the Willard State Hospital, John M. Quirk, M. D., of Montour Falls, his term of office as such manager having expired.

(Signed) NATHAN L. MILLER.

Mr. Lowman moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *April 11, 1921.**To the Senate:*

I hereby nominate as a Manager of the Syracuse State School for Mental Defectives, Alan R. McFarland, of Syracuse, for a term to expire the first Tuesday in February, 1928, to succeed Edward K. Butler, whose term of office as such Manager has expired.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

IN SENATE, *April 13, 1921.*

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Luther Emerick, M. D., as a Manager of New York State Training School for Girls, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Alan R. McFarland, as a Manager of Syracuse State School for Mental Defectives, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Fred W. Session, as a Trustee of State School of Agriculture at Morrisville, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Anna Rayland, as a Manager of Rome State School for Mental Defectives, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nominations of William Rhinelander Stewart and Victor F. Ridder, as Commissioners of State Board of Charities, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of George W. Luff, as a Trustee of New York State Soldiers' and Sailors' Home, reported the same to the Senate for confirmation.

Mr. Knight moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of George F. Barton, as a Commissioner of Watkins Glen Reservation, reported the same to the Senate for confirmation.

Mr. Lowman moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nominations of Alice D. Menken and Menas S. Gregory, M. D., as Managers of New York State Reformatory for Women, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Michael F. McGoldrick, as a Manager of Brooklyn State Hospital, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Elizabeth P. Hicks, as a Manager of Central Islip State Hospital, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nominations of Frank Irving Cobb and Caroline L. Iselin, as Managers of Manhattan State Hospital, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nominations of James H. Morrissey and Mary E. Davidson, as members of Board of Managers of Letchworth Village, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 13, 1921.

To the Senate:

I hereby nominate as a Trustee of the New York State Hospital for the Treatment of Incipient Pulmonary Tuberculosis, George M. Champlin, of Cortland, for a term to expire the first Tuesday in February, 1924, to fill the vacancy caused by the resignation of Chrisenberry A. Ritchie.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 13, 1921.

To the Senate:

I hereby nominate as State Hospital Commissioners, Cyrus Jones, of Jamestown, to fill the vacancy caused by the resignation of Frederick A. Higgins; Arleigh D. Richardson, of Ilion, to succeed Andrew D. Morgan, whose term of office as each commissioner has expired.

(Signed) NATHAN L. MILLER.

Said nominations were referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 13, 1921.

To the Senate:

I hereby nominate as a Commissioner of the State Board of Charities, Paul S. Livermore, of Ithaca, to fill the vacancy caused by the resignation of Daniel Waite Burdick.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER

ALBANY, April 13, 1921.

To the Senate:

I hereby nominate as a Trustee of the New York State Soldiers' and Sailors' Home, for a term to expire the first Tuesday in February, 1925, William G. Masterman, of Hornell, to fill the vacancy caused by the resignation of George B. Loud.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 13, 1921.

To the Senate:

I hereby nominate as a Manager of the Gowanda State Homeopathic Hospital, Grace L. Parker, of North Collins, to fill the vacancy caused by the death of Docia W. Law.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER

To the Legislature:

I recommend further amendments to the Public Service Commission Law as amended by chapter 134 of the Laws of 1921, so as to prescribe more definitely the standard of valuation to be applied by the Commission and thus to provide additional safeguards in the public interest.

The ordinary standards of physical valuation, either original or reproduction cost less depreciation, do not meet the emergency with which we have to deal and physical valuations according to any standard that could be prescribed will in most cases under existing conditions be grossly unfair to the public.

It is claimed that many surface lines in New York City cannot be operated at a profit at any reasonable or practicable fare and it will doubtless be necessary to discard some lines and to operate

others even at a loss to provide the public the necessary service. Any plan or any rate based on the physical valuation of such lines would manifestly be unjust to the public.

Moreover, the rate of fare fixed by franchise or contract is a proper if not an essential element to be taken into account in the valuation of the property affected. Companies which have agreed to operate at a five cent fare or have accepted franchises with conditions annexed imposing a five cent fare and the investors in the securities of such companies have no just claim to a valuation of their properties without regard to the average earnings which they may reasonably be expected to make in the future at such fare under the conditions which are likely to obtain. Indeed the true rule of valuation of any property for business purposes is the capitalized value of its prospective earnings under normal conditions. Where such earnings in the case of a public utility are limited by contract or franchise they should be computed and the property affected by them valued according to such limitation. Any other basis of valuation of the traction lines in the City of New York might result in enormous gratuities to the companies at the public expense.

We are dealing with a problem vitally affecting the public welfare and for that reason alone the exercise of its police power by the State is justified. It is not a question of the rights of the companies which are fixed by contract or franchise. The problem is to determine what is in the ultimate public interest, how credit can be provided to finance necessary extensions and to obtain the additional facilities required to render adequate public service. And in the solution of that problem private interests must not be permitted to capitalize the public need.

It is very difficult to prescribe by statute a standard or principle of valuation that will be fair and not too inflexible. I fear that in the absence of any other prescribed standard the statute as it now stands will be construed as contemplating a valuation based on physical values which, as I have said, may prove to be grossly unfair to the public.

A standard has been proposed which appears to me to be fair and sufficiently flexible to enable the commission to do exact justice whilst at the same time it safeguards the public interest. That is the standard which has to be employed daily in the con-

duct of business affairs: namely, the prospective earnings of the business to be valued. Applied to the matter in hand, the valuation should be based on the estimated prospective earnings at the fare in each case which the company is permitted to charge under its franchise or contract with the city, the valuation in no case to exceed the original cost or the fair reproduction cost less depreciation of the property necessarily employed in the public service. The fare which any company can charge will, as a practical matter, be limited by what other companies are permitted to charge, and the amount which it is reasonable for the public to pay is also a limiting factor as it has been found that increased fares often result in a reduction of revenue. Of course, the statute should be flexible enough to permit consideration of all relevant facts and circumstances such as, for example, the prospect of increased earnings of lines now serving undeveloped territory.

The foregoing principle of valuation will, in my opinion, be fair to the public and to the companies alike and with the limitation that the valuation cannot in any case exceed the original cost or the fair reproduction cost less depreciation it will adequately safeguard the public interest. Of course, I construe fair reproduction cost to mean such cost under normal, not abnormal conditions. There are other verbal changes needed to limit the discretion of the commission and to define more accurately the jurisdiction of the Transit Commission.

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1423, printed No. 1846, entitled "An act to amend the public service commission law, generally."

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this thirteenth day
 [L. s.] day of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,

Secretary to the Governor.

Ordered, That said message be printed and laid upon the table.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

I am informed that because of an amendment made yesterday, no action may be taken on Senate bill, Int. No. 1329, printed No. 1775. This bill is intended to correct certain evils relative to the transmission of money to foreign countries.

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1329, printed No. 1775, entitled "An act to amend the general business law, in relation to regulation of the transmission of money to foreign countries."

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this thirteenth
[L. s.] day of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

In my first message to the Legislature, I pointed out that in my judgment the publication of the session laws in the newspapers served no useful public purpose and recommended that the practice be discontinued. I am informed that a bill carrying out this recommendation is now before the Assembly. It is important that this bill become a law.

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill, Int. No. 6, printed No. 6 (2082), Rec. No. 448, entitled "An act to amend the county law and the legislative law, in relation to eliminating the publication of session laws in newspapers," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this thirteenth [L. s.] day of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,

Secretary to the Governor.

IN SENATE, *April 14, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 14, 1921.*

To the Senate:

I hereby nominate as Superintendent of Insurance, Jesse S. Phillips, of Hornell, whose present term of office as such superintendent will expire on the first day of July, 1921.

(Signed) NATHAN L. MILLER.

Mr. Carson moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 14, 1921.*

To the Senate:

I hereby nominate as Agent of the Onondaga Indians residing on the Onondaga Reservation, Evin L. Fellows, of South Onon-

daga, to succeed Almeron B. Fenner, whose term of office as such agent is about to expire.

(Signed) NATHAN L. MILLER.

Mr. Walker moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as Trustees of Washington's Headquarters, John Deyo, M. D., of Newburgh; Frederick W. Senff, of Newburgh, their terms of office as such trustees having expired.

(Signed) NATHAN L. MILLER.

Mr. Baumes moved that the said nominations be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a Manager of the Binghamton State Hospital, Ada D. Farnam, of Oneida, to succeed Annie Devereaux Mills, whose term of office as such manager has expired.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as Trustees of the State School of Agriculture and Domestic Science at Delhi, Abram J. Nichol, of Delhi;

Arthur F. Bouton, of Roxbury; and Dorr W. McLaury, of Portlandville, their terms of office as such trustees being about to expire.

(Signed) NATHAN L. MILLER.

Mr. Walton moved that the said nominations be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a Manager of the Newark State School for Mental Defectives for a term to expire the first Tuesday in February, 1928, George H. Watson, of Lyons, to succeed Frank L. Waldorf, whose term of office as such manager has expired.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a Manager of the New York State Hospital for the Care of Crippled and Deformed Children for a term to expire the first Tuesday in February, 1928, Henry W. Hardon, of New York City, whose term of office as such manager has expired.

(Signed) NATHAN L. MILLER.

Mr. Walker moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as members of the State Commission of Prisons, John S. Kennedy, of the Borough of Brooklyn; Nial H. Pierce, of Gouverneur, their terms of office as such commissioners being about to expire.

(Signed) NATHAN L. MILLER.

Mr. Carson moved that the said nomination of John S. Kennedy be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Thayer moved that the said nomination of Nial H. Pierce be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as Managers of the Central Islip State Hospital, William H. Hoppin, of New York City, to fill the vacancy caused by the resignation of Francis Rogers; Harry Pelham Robbins, of Southampton, to fill the vacancy caused by the resignation of Emma M. G. Johnson.

(Signed) NATHAN L. MILLER.

Said nominations were referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a member of the Board of Trustees of Cornell University, Frank H. Miller, V. S., of New York City, his present term of office being about to expire.

(Signed) NATHAN L. MILLER.

Mr. Lowman moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a Manager of the Kings Park State Hospital, Charles O. Doxsee, of Islip, to succeed Allie A. Rogers, whose term of office as such manager has expired.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a Commissioner for the Promotion of Uniformity of Legislation in the United States, George Gleason Bogert, of Ithaca, who was heretofore appointed to such office during the recess of the Senate and whose term has expired.

(Signed) NATHAN L. MILLER.

Mr. Lowman moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a member of the Board of Commissioners of the Newtown Battlefield Reservation, Alexander S. Diven, of Elmira, his term of office as a member of such Board having expired.

(Signed) NATHAN L. MILLER.

Mr. Lowman moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *April 14, 1921.*

To the Senate:

I hereby nominate as members of the Board of Commissioners of the Herkimer Home, Estella Folts Callan, of Ilion, who was heretofore appointed to such office during the recess of the Senate and whose term has expired; Delight R. Keller, of Little Falls, whose term of office has expired; Clarence L. Fisher, of Lyons Falls to succeed E. Bert Pullman, whose term of office has expired.

(Signed) NATHAN L. MILLER.

Mr. Robinson moved that the nominations of Estella Folts Callan and Delight R. Keller be confirmed.

The President put the question as to whether the Senate would agree to said motion, and it was decided in the affirmative.

The nomination of Clarence L. Fisher was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *April 14, 1921.*

To the Senate:

I hereby nominate as Managers of the St. Lawrence State Hospital, Charles T. Mitchell, of Watertown, to succeed Nettie M. Hewitt, who was heretofore appointed during the recess of the Senate and whose term has expired; William W. Smith, of Malone, to succeed Thomas Dinneen, whose term of office as such manager has expired.

(Signed) NATHAN L. MILLER.

Said nominations were referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as Commissioners of the Enfield Falls Reservation, Edwin C. Stewart, of Ithaca; Liberty Hyde Bailey, of Ithaca; Robert H. Treman, of Ithaca, who were heretofore appointed to such office during the recess of the Senate and whose terms have expired; Leon Grosjean, of Watkins, to succeed William E. Leffingwell, who was heretofore appointed to such office during the recess of the Senate and whose term has expired; Lewis Henry, of Elmira, to succeed George A. Blauvelt, who was heretofore appointed to such office during the recess of the Senate and whose term has expired.

(Signed) NATHAN L. MILLER.

Mr. Lowman moved that the nominations of Edwin C. Stewart, Liberty Hyde Bailey, and Robert Treman be confirmed.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative.

The nominations of Leon Grosjean and Lewis Henry were referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a Trustee of the New York State Hospital for the Treatment of Incipient Pulmonary Tuberculosis for a term to expire the first Tuesday in February, 1928, Bessie Boasberg, of Buffalo, whose term of office as such trustee has expired.

(Signed) NATHAN L. MILLER.

Mr. Gibbs moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a Manager of the Middletown State Homeopathic Hospital, John C. R. Taylor, of Middletown, his term of office as such manager having expired.

(Signed) NATHAN L. MILLER.

Mr. Baumes moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a Manager of the Gowanda State Homeopathic Hospital, Dr. George Mitchell, of Buffalo, to succeed Charles H. Felthousen, whose term of office as such manager has expired.

(Signed) NATHAN L. MILLER.

Said nomination was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a Manager of the Hudson River State Hospital, Carrie B. Bain, of Poughkeepsie, to fill the vacancy caused by the death of Catherine A. Newbold.

(Signed) NATHAN L. MILLER.

Mr. Towner moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as a Commissioner of the State Reservation at Niagara, Alphonso T. Clearwater, of Kingston, his term of office as such commissioner having expired.

(Signed) NATHAN L. MILLER.

Mr. Walton moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 14, 1921.

To the Senate:

I hereby nominate as Managers of the Western House of Refuge for Women, Thomas Parsons, M. D., of Rochester, for a term to expire the first Tuesday in February, 1926, to succeed Pearl Spiegel Bliss, whose term of office has expired; Arthur I. Eccleston, M. D., of Waterport, for a term to expire the first Tuesday in February, 1928, to succeed John W. Dugan, M. D., whose term of office has expired.

(Signed) NATHAN L. MILLER.

Said nominations were referred to the committee on finance.

Mr. Hewitt, from the committee on finance, to which was referred the nominations of Cyrus Jones and Arleigh D. Richardson, as State Hospital Commissioners, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination of Cyrus Jones be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt moved that the said nomination of Arleigh D. Richardson be confirmed.

Mr. Walker raised the point of order that the nomination of

Mr. Richardson is illegal and unauthorized; on the ground that no vacancy exists in the said office.

The President decided that the point of order is not in order; stating that inasmuch as the nomination is properly before the Senate in the regular order of business it is not within the province of the President to pass upon the legality of the appointment.

The President put the question whether the Senate would agree to said motion, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Meyer	Swift
Baumes	Duell	Katlin	Mullan	Thayer
Bloomfield	Duggan	Kavanaugh	Pitcher	Thompson
Burlingame	Fearon	Knight	Reischmann	Tolbert
Campbell	Ferris	Lockwood	Robinson	Towner
Carson	Gibbs	Lowman	Simpson	Walton
Davenport	Harris	Lusk	Smith	Wiswall
	Hewitt			

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FOR THE NEGATIVE

Boylan	Dunnigan	McGarry	Seidel	Walker
Cotillo	McCue	Schackno	Twomey	

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Mr. Hewitt, from the committee on finance, to which was referred the nomination of George M. Champlin, as a Trustee of New York State Hospital for the Treatment of Incipient Pulmonary Tuberculosis, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Paul S. Livermore, as a Commissioner of State Board of Charities, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of William G. Masterman, as a Trustee of New York State Soldiers' and Sailors' Home, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Grace L. Parker, as a Manager of Gowanda State Homeopathic Hospital, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1075, printed No. 1819 (Assembly reprint No. 2081), entitled "An act to amend the conservation law, in relation to licensing the use of water for power and other purposes, and to providing for the exercise of the power of eminent domain, in relation to the production, sale and distribution of heat, light and power to the public, and making an appropriation for expenses."

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fourteenth
[L. s.] day of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,

Secretary to the Governor.

IN SENATE, *April 15, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 15, 1921.*

To the Senate:

I hereby nominate as members of the Board of Port Wardens of the port of New York pursuant to the provisions of chapter 202 of the Laws of 1921, Charles W. Perry, of New York City; Ambrose O. Neal, of New York City; Michael H. Blake, of New York City; Fred S. Pulver, of Sag Harbor, and Alex J. Joa, of Brooklyn.

(Signed) NATHAN L. MILLER.

Said nominations were referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 15, 1921.*

To the Senate:

I hereby nominate as Trustees of the State College of Forestry at Syracuse University, Alexander T. Brown, of Syracuse, and Edward H. O'Hara, of Syracuse, their terms of office as such trustees being about to expire.

(Signed) NATHAN L. MILLER.

Mr. Fearon moved that the said nominations be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 15, 1921.*

To the Senate:

I hereby nominate as Trustees of the State College of Forestry at Syracuse University, J. Henry Walters, of Syracuse, to succeed Harry P. Gould who was heretofore appointed to such office during the recess of the Senate and whose term has expired;

Celestin C. Burns, of Watertown, who was heretofore appointed to such office during the recess of the Senate and whose term has expired.

(Signed) NATHAN L. MILLER.

Mr. Fearon moved that the said nominations be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Charles O. Doxsee, as a Manager of the Kings Park State Hospital, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Ada D. Farnam, as a Manager of the Binghamton State Hospital, reported the same to the Senate for confirmation.

Mr. Lusk moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of George H. Watson, as a Manager of Newark State School for Mental Defectives, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nominations of William H. Hoppin and Harry Pelham Robbins, as Managers of the Central Islip State Hospital, reported the same to the Senate for confirmation.

Mr. Thompson moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nominations of Thomas Parsons, M. D. and Arthur I. Eccleston, M. D., as Managers of the Western House of Refuge for Women, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Clarence L. Fisher, as member of Board of Commissioners of the Herkimer Home, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nominations of Leon Grosjean and Lewis Henry, as Commissioners of Enfield Falls Reservation, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nominations of Carrie T. Mitchell and William W. Smith, as Managers of St. Lawrence State Hospital, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nomination of Dr. George Mitchell, as a Manager of Gowanda State Homeopathic Hospital, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen

of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill, Int. No. 1528, printed No. 1890, Senate reprint No. 1855, Rec. No. 491, entitled "An act making an appropriation from the proceeds of the sale of bonds for the payment of bonuses to certain persons who were in the service of the United States in the war with the German empire and its allies."

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fifteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1430, printed No. 1861, entitled "An act to amend the election law, in relation to membership of county committees," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fifteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1259, printed No. 1868, entitled "An act to amend the farms and markets law, in relation to establishing the offices of commissioner and deputy commissioners of agriculture and markets, defining their powers and duties and the powers and duties of the council, and abolishing the offices of commissioner of agriculture and commissioner of foods and markets," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fifteenth day
[I. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity for the immediate passage of Senate bill, Int. No. 428, printed No. 1825, entitled "An act to amend the executive law and the

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conservation law, in relation to the salary of the superintendent of state police, providing for two additional troops of state police, defining the powers and duties of the state police in the enforcement of the conservation law, relative to fish and game, repealing certain sections of the conservation law, and making an appropriation."

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fifteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,

Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1413, printed No. 1837, entitled "An act to amend the election law, in relation to party nominations of candidates for state-wide offices and the office of justice of the supreme court."

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fifteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,

Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1305, printed No. 1867, entitled "An act to amend chapter nine hundred and twelve of the laws of nineteen hundred and twenty, entitled 'An act allowing and regulating boxing and sparring matches, and establishing a state boxing commission, and making an appropriation therefor,' generally," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fifteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1434, printed No. 1864, entitled "An act making an appropriation for the em-

ployment of a traffic expert in the department of farms and markets."

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fourteenth day [L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

IN SENATE, *April 16, 1921.*

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 16, 1921.*

To the Senate:

I hereby nominate as Commissioners of the State Tax Commission pursuant to the provisions of chapter 90 of the Laws of 1921, Walter W. Law, Jr., of Briarcliff Manor, who is designated as the President of the Commission for the term expiring January 1, 1927; John Jake Merrill, of Alfred, for the term expiring January 1, 1925; Walter H. Knapp, of Canandaigua, for the term expiring January 1, 1923.

(Signed) NATHAN L. MILLER.

Mr. Lusk moved that the said nominations be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 16, 1921.*

To the Senate:

I hereby nominate as Commissioners of the Port Authority, pursuant to the provisions of chapter 203 of the Laws of 1921, Eugene H. Outerbridge, of New York City, for the term to expire

the first day of July, 1928; Alfred E. Smith, of New York City, for the term to expire the first day of July, 1926; Lewis H. Pounds, of Brooklyn, for the term to expire the first day of July, 1924.

(Signed) NATHAN L. MILLER.

Ordered, That said nominations be referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 16, 1921.

To the Senate:

I hereby nominate as a Justice of the Supreme Court of and for the Second Judicial District, Frank S. Gannon, of West Brighton, Richmond county, to fill the vacancy caused by the resignation of Almet F. Jenks.

(Signed) NATHAN L. MILLER.

Mr. Smith moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 16, 1921.

To the Senate:

I hereby nominate as Members of the Transit Commission, pursuant to the provisions of chapter 134 of the Laws of 1921, George McAneny, of New York City, who is designated as the Chairman; Leroy T. Harkness, of Brooklyn, and John F. O'Ryan, of New York City.

(Signed) NATHAN L. MILLER.

Mr. Lusk moved that the said nominations be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 16, 1921.

To the Senate:

I hereby nominate as Members of the Public Service Commission, pursuant to the provisions of chapter 134 of the Laws of 1921, William A. Prendergast, of Brooklyn, who is designated as the Chairman for the term to expire the first day of February, 1931; William R. Pooley, of Buffalo, for the term to expire the first day of February, 1929; Charles Van Voorhis, of Rochester, for the term to expire the first day of February, 1927; Oliver C. Semple, of New York City, for the term to expire the first day of February, 1925; Charles G. Blakeslee, of Binghamton, for the term to expire the first day of February, 1923.

(Signed) NATHAN L. MILLER.

Said nominations was referred to the committee on finance.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 16, 1921.

To the Senate:

I hereby nominate as Conservation Commissioner, Ellis J. Staley, of Albany, to succeed George D. Pratt, whose term of office as such commissioner has expired.

(Signed) NATHAN L. MILLER.

Mr. Wiswall moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 16, 1921.

To the Senate:

I hereby nominate as a Commissioner of the State Board of Charities, Lee K. Frankel, of New York City, his term of office as such commissioner being about to expire.

(Signed) NATHAN L. MILLER.

Mr. Hewitt moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 16, 1921.

To the Senate:

I hereby nominate as a Manager of the Buffalo State Hospital, Dr. Charles P. Chapin, of Buffalo, to fill the vacancy caused by the death of William A. Douglas.

(Signed) NATHAN L. MILLER.

Mr. Swift moved that the said nomination be confirmed.

The President put the question as to whether the Senate would agree to the said motion, and it was decided in the affirmative.

Mr. Hewitt, from the committee on finance, to which was referred the nominations of Charles W. Ferry, Ambrose O. Neal, Michael H. Blake, Fred S. Pulver and Alex J. Joa, as members of the Board of Port Wardens of the Port of New York, reported the same to the Senate for confirmation.

Mr. Lusk moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Thayer
Baumes	Duell	Katlin	Meyer	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Fearon	Knight	Robinson	Towner
Burlingame	Ferris	Lockwood	Simpson	Walton
Campbell	Gibbs	Lowman	Smith	Whitley
Carson	Harris	Lusk	Swift	Wiswall
Davenport	Hewitt			

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FOR THE NEGATIVE

Boylan	Farrell	McGarry	Seidel	Twomey
Cotillo	McCue	Schackno	Straus	Walker
Dunnigan				

11

Mr. Hewitt, from the committee on finance, to which was referred the nominations of George McAneny, as Chairman of the Transit Commission; Leroy T. Harkness and John F. O'Ryan.

as members of the Transit Commission, reported the same to the Senate for confirmation.

Mr. Lusk moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Thayer
Baumes	Duell	Katlin	Meyer	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Burling	Fearon	Knight	Robinson	Towner
Burlingame	Ferris	Lockwood	Simpson	Walton
Campbell	Gibbs	Lowman	Smith	Whitley
Carson	Harris	Lusk	Swift	Wiswall
Davenport	Hewitt			

37

FOR THE NEGATIVE

Boylan	Farrell	McGarry	Seidel	Twomey
Cotillo	McCue	Schackno	Straus	Walker
Dunnigan				

11

Mr. Hewitt, from the committee on finance, to which was referred the nominations of William A. Prendergast, as Chairman of the Public Service Commission, and William R. Pooley, Charles Van Voorhis, Oliver C. Semple and Charles G. Blakeslee, as members of the Public Service Commission, reported the same to the Senate for confirmation.

Mr. Hewitt moved that the said nominations be confirmed.

The President put the question whether the Senate would agree to the said motion, and it was decided in the affirmative, as follows:

FOR THE AFFIRMATIVE

Ames	Draper	Karle	Martin	Thayer
Baumes	Duell	Katlin	Meyer	Thompson
Bloomfield	Duggan	Kavanaugh	Pitcher	Tolbert
Boylan	Fearon	Knight	Robinson	Towner
Burlingame	Ferris	Lockwood	Simpson	Walton
Campbell	Gibbs	Lowman	Smith	Whitley
Carson	Harris	Lusk	Swift	Wiswall
Davenport	Hewitt			

37

FOR THE NEGATIVE

Boylan	Farrell	McGarry	Seidel	Twomey
Cotillo	McCue	Schackno	Straus	Walker
Dunnigan				

11

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 16, 1921.

To the Legislature:

I wish to recommend to the consideration of the Legislature the passage of an act to confer on ex-President Woodrow Wilson the right to practice law in the State of New York.

The reasons for this act of courtesy need not be enumerated at length. A lawyer by regular admission and practice in an American State; an eminent educator and author; president for eight years of a leading university; Governor of a neighboring commonwealth; President of the United States of America for two terms, this distinguished citizen has a just title to a privilege the conferring of which, I believe, would be an eminently graceful act and one universally approved.

NATHAN L. MILLER.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 895, printed No. 1012 (Assembly reprint No. 2066), entitled "An act to amend the village law, in relation to the incorporation of villages."

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fourteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill, Int. No. 1559, printed No. 2022, Rec. No. 579, entitled "An act to amend the general corporation law, in relation to donations by corporations to organizations operated for patriotic, war relief and memorial purposes," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this sixteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill No. 1515, Assembly reprint No. 2074, Int. No. 1235, entitled "An act to amend the

lien law, in relation to the application of the article relating to chattel mortgages."

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fifteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it:

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 887, printed No. 1595, (Assembly reprint No. 2080), entitled "An act to amend the state printing law, generally," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fifteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 108, printed No. 110, (Assembly reprint No. 2078), entitled "An act to amend the personal property law, in relation to stock dividends and distributions," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fifteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

A message from the Governor, at the hands of his secretary, was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill, Int. No. 1370, printed No. 1577 (Rec. No. 556) entitled "An act to amend chapter five hundred and ninety of the laws of nineteen hundred and nineteen, entitled 'An act to create a commission to confer with com-

mittees of congress, in relation to Indian affairs, and making an appropriation for the expenses of the commission,' in relation to the membership and powers of the commission, and making an appropriation therefor," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this sixteenth day [L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

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Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 627, printed No. 694, Assembly reprint No. 2073, entitled "An act to amend the decedent estate law, in relation to legacies and devises to issue of a decedent," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this sixteenth day [L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

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Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill, Int. No. 467, printed No. 1410 (Rec. No. 166) entitled "An act to amend the highway law, in relation to registration and number plates for manufacturers of and dealers in trailers," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fourteenth day [L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

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It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill, Int. No. 1081, printed No. 1202 (Rec. No. 232) entitled "An act to amend chapter one hundred and thirty of the laws of nineteen hundred and fifteen, entitled 'An act to revise the charter of the city of Cohoes,' in relation to the collection of unpaid state and county taxes," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fourteenth day

[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

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To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill, Int. No. 325, printed No. 918, Rec. No. 99, entitled "An act to promote the health and efficiency of firemen in cities of the state," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this sixteenth day

[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

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ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority

thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1437, printed No. 1870, entitled "An act to authorize the appellate division of the supreme court in the first department to admit Woodrow Wilson to practice law in the courts of this state."

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this sixteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

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ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, No. 1819, Int. No. 1075, (Assembly reprint No. 2081), entitled "An act to amend the conservation law, in relation to licensing the use of water power and other purposes and to providing for the exercise of the power of eminent domain, in relation to the production, sale and distribution of heat, light and power to the public, and making an appropriation for expenses," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this sixteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

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ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 10, printed No. 1058 (Assembly reprint No. 2059), entitled "An act to amend the election law, in relation to the adoption and use of voting machines in New York City," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this fifteenth day
[L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
Secretary to the Governor.

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ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1436, printed No. 1871, entitled "An act to amend the tax law, in relation to the exemption from local taxation of buildings planned for dwelling purposes and validating the action of local legislative bodies in granting certain exemptions."

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this sixteenth day [L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

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ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1428, printed No. 1852, entitled "An act to amend the civil practice act, in relation to actions to recover real property in certain cities," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this sixteenth day [L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

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To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill, Int. No. 1429, printed No. 1853, entitled "An act to amend the civil practice act, in relation to summary proceedings to recover the possession of real property in certain cities," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this sixteenth day [L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

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ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill, Int. No. 1365, printed No. 1563, entitled "An act to amend the railroad law, in relation to proceedings for the alteration of a grade crossing instituted on petition of a board of supervisors of a county or town board of one or more towns," as amended.

Given under my hand and the privy seal of the State, at the Capitol, in the city of Albany, this sixteenth day [L. s.] of April, in the year of our Lord, one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,
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